

Reserve



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Secretary of State

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# ILLINOIS REGISTER

## Rules of Governmental Agencies

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## INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or preemptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1988

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 16, 1987	Dec. 23, 1987	1	Jan. 4, 1988	June 28, 1988	July 5, 1988	29	July 15, 1988
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Jan. 12, 1988	Jan. 19, 1988	5	Jan. 29, 1988	July 26, 1988	Aug. 2, 1988	33	Aug. 12, 1988
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Mar. 15, 1988	Mar. 22, 1988	14	Apr. 1, 1988	Sept. 27, 1988	Oct. 4, 1988	42	Oct. 14, 1988
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May 24, 1988	May 31, 1988	24	June 10, 1988	Dec. 6, 1988	Dec. 13, 1988	52	Dec. 23, 1988
May 31, 1988	June 7, 1988	25	June 17, 1988	Dec. 13, 1988	Dec. 20, 1988	53	Dec. 30, 1988
June 7, 1988	June 14, 1988	26	June 24, 1988	Dec. 20, 1988	Dec. 27, 1988	1	Jan. 6, 1989
June 14, 1988	June 21, 1988	27	July 1, 1988	Dec. 27, 1988	Jan. 3, 1989	2	Jan. 13, 1989
June 21, 1988	June 28, 1988	28	July 8, 1988				

Please note: When the *Register* deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



The Illinois Register is the official gazette of the State of Illinois. It contains the laws of the State, the executive orders of the Governor, the resolutions of the General Assembly, and the official notices of the various departments of the State. It is published weekly, except on Sundays and legal holidays, and is sold by subscription or by single copy.

The Register is published by the Illinois State Printing Office, which is located in the State Capitol building in Springfield. It is printed on high quality paper and is bound in a durable cover. The price of the Register is \$1.00 per year in advance, and \$0.50 per copy.

The Register is an important source of information for the citizens of Illinois. It contains the laws that govern the State, and it provides a record of the actions of the Governor and the General Assembly. It is also a valuable reference work for the courts and the various departments of the State.

The Register is available to the public at a special discount rate. The price is \$0.75 per year in advance, and \$0.375 per copy. This discount is available to all who order the Register in advance.

The Register is also available in microfilm format. The price is \$1.00 per year in advance, and \$0.50 per copy. This format is available to all who order the Register in advance.

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# REGISTER PUBLICATION SCHEDULE 1988

Week	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	1/5/88	1/6/88	1/7/88	1/8/88	1/9/88	1/10/88	1/11/88
2	1/12/88	1/13/88	1/14/88	1/15/88	1/16/88	1/17/88	1/18/88
3	1/19/88	1/20/88	1/21/88	1/22/88	1/23/88	1/24/88	1/25/88
4	1/26/88	1/27/88	1/28/88	1/29/88	1/30/88	1/31/88	2/1/88
5	2/2/88	2/3/88	2/4/88	2/5/88	2/6/88	2/7/88	2/8/88
6	2/9/88	2/10/88	2/11/88	2/12/88	2/13/88	2/14/88	2/15/88
7	2/16/88	2/17/88	2/18/88	2/19/88	2/20/88	2/21/88	2/22/88
8	2/23/88	2/24/88	2/25/88	2/26/88	2/27/88	2/28/88	2/29/88
9	2/29/88	3/1/88	3/2/88	3/3/88	3/4/88	3/5/88	3/6/88
10	3/7/88	3/8/88	3/9/88	3/10/88	3/11/88	3/12/88	3/13/88
11	3/14/88	3/15/88	3/16/88	3/17/88	3/18/88	3/19/88	3/20/88
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20	5/16/88	5/17/88	5/18/88	5/19/88	5/20/88	5/21/88	5/22/88
21	5/23/88	5/24/88	5/25/88	5/26/88	5/27/88	5/28/88	5/29/88
22	5/30/88	5/31/88	6/1/88	6/2/88	6/3/88	6/4/88	6/5/88
23	6/6/88	6/7/88	6/8/88	6/9/88	6/10/88	6/11/88	6/12/88
24	6/13/88	6/14/88	6/15/88	6/16/88	6/17/88	6/18/88	6/19/88
25	6/20/88	6/21/88	6/22/88	6/23/88	6/24/88	6/25/88	6/26/88
26	6/27/88	6/28/88	6/29/88	6/30/88	7/1/88	7/2/88	7/3/88
27	7/4/88	7/5/88	7/6/88	7/7/88	7/8/88	7/9/88	7/10/88
28	7/11/88	7/12/88	7/13/88	7/14/88	7/15/88	7/16/88	7/17/88
29	7/18/88	7/19/88	7/20/88	7/21/88	7/22/88	7/23/88	7/24/88
30	7/25/88	7/26/88	7/27/88	7/28/88	7/29/88	7/30/88	7/31/88
31	8/1/88	8/2/88	8/3/88	8/4/88	8/5/88	8/6/88	8/7/88
32	8/8/88	8/9/88	8/10/88	8/11/88	8/12/88	8/13/88	8/14/88
33	8/15/88	8/16/88	8/17/88	8/18/88	8/19/88	8/20/88	8/21/88
34	8/22/88	8/23/88	8/24/88	8/25/88	8/26/88	8/27/88	8/28/88
35	8/29/88	8/30/88	8/31/88	9/1/88	9/2/88	9/3/88	9/4/88
36	9/5/88	9/6/88	9/7/88	9/8/88	9/9/88	9/10/88	9/11/88
37	9/12/88	9/13/88	9/14/88	9/15/88	9/16/88	9/17/88	9/18/88
38	9/19/88	9/20/88	9/21/88	9/22/88	9/23/88	9/24/88	9/25/88
39	9/26/88	9/27/88	9/28/88	9/29/88	9/30/88	10/1/88	10/2/88
40	10/3/88	10/4/88	10/5/88	10/6/88	10/7/88	10/8/88	10/9/88
41	10/10/88	10/11/88	10/12/88	10/13/88	10/14/88	10/15/88	10/16/88
42	10/17/88	10/18/88	10/19/88	10/20/88	10/21/88	10/22/88	10/23/88
43	10/24/88	10/25/88	10/26/88	10/27/88	10/28/88	10/29/88	10/30/88
44	10/31/88	11/1/88	11/2/88	11/3/88	11/4/88	11/5/88	11/6/88
45	11/7/88	11/8/88	11/9/88	11/10/88	11/11/88	11/12/88	11/13/88
46	11/14/88	11/15/88	11/16/88	11/17/88	11/18/88	11/19/88	11/20/88
47	11/21/88	11/22/88	11/23/88	11/24/88	11/25/88	11/26/88	11/27/88
48	11/28/88	11/29/88	11/30/88	12/1/88	12/2/88	12/3/88	12/4/88
49	12/5/88	12/6/88	12/7/88	12/8/88	12/9/88	12/10/88	12/11/88
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52	12/26/88	12/27/88	12/28/88	12/29/88	12/30/88	12/31/88	



## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Program Content and Guidelines for Division of Services for Crippled Children.
- 2) Code Citation: 89 Ill. Adm. Code 1200
- 3) Section Numbers:
- |         |                         |
|---------|-------------------------|
| 1200.20 | <u>Proposed Action:</u> |
| 1200.30 | Amendments              |
| 1200.40 | Amendments              |
| 1200.50 | Amendments              |
| 1200.60 | Amendments              |
| 1200.70 | Amendments              |
- 4) Statutory Authority: Implementing Section 1 of "An Act enabling the University of Illinois to qualify for Federal funds and aid in relation to the administration of the Division of Services for Crippled Children" (Ill. Rev. Stat. 1985, ch. 144, par. 67.1) and authorized by Section 1 of "An Act to provide for the organization and maintenance of the University of Illinois" (Ill. Rev. Stat. 1985, ch. 144, par. 22).

- 5) A Complete Description of the Subjects and Issues Involved: Amendments to financial criteria regarding LRAs (legally responsible adults) and addition of a medically eligible condition.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? No

- 8) Does this proposed amendment contain incorporations by reference? No

- 9) Are there any other proposed amendments pending on this Part? No

- 10) Statement of Statewide Policy Objectives (if applicable):  
Not applicable

- 11) Time, Place, and Manner in which interested persons may comment on these proposed amendments: Written comments may be submitted to the Director of the Division of Services for Crippled Children, 2040 Hill Meadows Drive, Suite A, Springfield, IL 62702-4698, within 14 days.

## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of Commerce and Community Affairs: No written response was received from the inquiry regarding the proposed rules and a pursuant telephone call resulted in a statement from that agency that it had no response to the proposed rules; therefore feel this does not apply.
- B) Types of small business affected: These amendments will affect manufacturers or providers of eye care and/or eye care products including medical practitioners and pharmacies.
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:



## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

CHAPTER X: BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS  
 TITLE 89: SOCIAL SERVICES

PART 1200  
 PROGRAM CONTENT AND GUIDELINES FOR DIVISION  
 OF SERVICES FOR CRIPPLED CHILDREN

## Section

## 1200.10 Purpose and Description

## 1200.20 Definitions

## 1200.30 Eligibility: General

## 1200.40 Medical Eligibility

## 1200.50 Financial Eligibility

## 1200.60 Appeal Process

## 1200.70 Payment for Services

## 1200.80 Availability of Services

## 1200.90 Rates of Payment

## 1200.100 Standards for Health Care Professionals

## 1200.110 Standards for Health Care Facilities

## 1200.120 Records

## 1200.130 Reports

## Appendix A Income Scale

## Appendix B Payment Scale

AUTHORITY: Implementing Section 1 of "An Act enabling the University of Illinois to qualify for Federal funds and aid in relation to the administration of the Division of Services for Crippled Children" (Ill. Rev. Stat. 1985, ch. 144, par. 67.1) and authorized by Section 1 of "AN Act to provide for the organization and maintenance of the University of Illinois" (Ill. Rev. Stat. 1985, ch. 144, par. 22).

SOURCE: Adopted at 11 Ill. Reg. 3508, effective February 10, 1987; amended at \_\_\_\_\_, effective \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.

## Section 1200.20 Definitions

- a) Adjusted Family Income: The amount equal to the family's Annual Gross Income as defined in Section 1200.50(d)(2) less exclusions under Section 1200.50(d)(3) and less allowable expenses as determined pursuant to Section 1200.50(d)(4).

## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

b)

Advisory Board: As established in Section 67.2, of the Act, seven physicians or surgeons who advise the University of Illinois and the Division on qualifying for Federal funds, make recommendations to the University and the Division regarding the provision of services to crippled children, and consult with the Division and the University regarding general policy considerations.

c)

Allowable Expenses: Deductions from the gross family income as specified in Section 1200.50(d)(4).

d)

Amenable to Treatment: Reasonable medical certainty of long term developmental improvement as determined by the treating physician.

e)

Annual Gross Income: The amount of a family's income determined pursuant to Section 1200.50(d)(2) and (3).

f)

Applicant: One applying for DSCC eligibility. The term as used in this Part refers to the child.

g)

Assistive Appliance: Equipment intended to support, replace or augment a dysfunctioning or non-functioning part of the body. Such appliances -- which may be mechanical, structural or electrical -- are intended to support specific rehabilitative objectives determined by the child's health care providers.

h)

Authorized Services: Direct medical care and related care for a Recipient Child, as more completely set forth in Sec. 1200.80(e) of this Part, which DSCC staff has approved for payment.

i)

Chronic Condition: Condition which is expected to be long lasting or to be lifelong.

j)

Consent: An agreement by a Legally Responsible Adult to a certain course of action involving him/herself or his/her Recipient Child. Such consent will only be valid when the consenting person:

- 1) has been informed by the physician(s) treating a Recipient Child of such foreseeable risks, results, and alternatives to a proposed medical procedure as a reasonable medical practitioner of the same school, in the same or similar



## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

circumstances, would make known to his/her patients;

- 2) agrees in writing to the performance of the procedure for which consent was sought;
- 3) has been informed that the granting of consent is voluntary and may be revoked at any time.

k) Crippled Child: An individual below the age of 21 who has a physical impairment or an organic disease, defect, or condition which may hinder the achievement of normal growth and development.

l) Diagnostic Services: Those medical services which provide information necessary to determine a child's medical eligibility for participation in the DSCC treatment program i.e., whether an Applicant has a Medically Eligible Condition. See Section 1200.40 of this Part. Diagnostic Services shall also include any initial interviews provided as a part of the application process.

m) Emergency: A medical situation requiring immediate medical care and services to avoid loss of life, permanent loss of good health, or permanent degradation of state of health.

n) Field Clinic: A community-based clinic which meets on a periodic basis for the purpose of diagnosis and treatment. Such clinics are organized and operated by DSCC and utilize DSCC approved providers.

o) Financial Participation Agreement (FPA): The agreement between DSCC and the Legally Responsible Adult(s) which specifies the family's monetary obligation to pay for a specified portion of approved direct medical care and/or related care for their Recipient Child, which agreement must be signed prior to receiving DSCC benefits. This amount is determined according to the Payment Scale, Appendix B, of this Part and through the rules established in this Part.

p) Full Financial Assistance: When DSCC pays, to the extent provided for in this Part, for all of a Recipient Child's DSCC authorized services not covered by the family's insurance. To determine eligibility see Section 1200.50 of this Part.

## BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

## NOTICE OF PROPOSED AMENDMENTS

q) Health Care Professional: Any individual or corporation licensed or certified to provide health care services to a patient and practicing in a commonly recognized field of knowledge. The term shall include but shall not be limited to Physicians and Other Health Care Professionals as defined in Section 1200.100(a)(3).

r) Health Care Facility: Any Diagnostic and Treatment Facility within the contemplation of Section 1200.110 (a) and any Outpatient Therapy Center within the contemplation of Section 1200.110(b) of this Part.

s) Health Care Provider: Any Health Care Professional, Health Care Facility, or any Medical Equipment Supplier within the meaning of Section 1200.110(c) of this Part.

t) Income: Money received by an Applicant, Recipient Child, or his family which can be applied directly to meet basic needs for food, shelter, and medical expenses. Gross income is defined at Section 1200.50(d)(2) of this Part. Adjusted income, i.e., net income, is figured by reference to Sections 1200.50(d)(3) and 1200.50(d)(4) of this Part.

u) Income Scale: The schedule, adjusted for family size, used to determine financial eligibility.

v) Individual Service Plan: A document describing a child's health and developmental status which serves as a basis for a plan of specific services and monitoring. The Plan is developed by the DSCC professional staff based upon the demonstrated health care needs of the child and the availability of services to meet those needs.

w) Legally Responsible Adult (LRA): A person who is legally required to provide for and entitled to make decisions about the DSCC service Applicant or Recipient Child. This person may be a parent (biological or adoptive), or legally appointed guardian. The LRA may also be the DSCC service Applicant or Recipient Child under the following circumstances:

- 1) If he/she has been emancipated in accordance with the provisions of the "Emancipation of Mature Minors Act," (Ill. Rev. Stat, 1985 ch. 40 par. 2201, et seq., effective January 1, 1980) provided that the order of emancipation contemplates that



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the Applicant or Recipient Child is empowered to act in the manner required.

- 2) If he/she is authorized to consent to health care services in accordance with "An Act in relation to the performance of medical, dental or surgical procedures on and counseling for minors" (Ill. Rev. Stat. 1985 ch. 111, par. 4501, et seq., effective August 28, 1969).

- 3) If he/she is over the age of 18 years and has the legal capacity to act in the manner required, provided that, if any Applicant or Recipient Child is partially or wholly financially dependent on his/her parents or guardian, the parents or guardian shall be considered the LRA for purposes of making financial determinations hereunder. ~~Note that there is often more than one legally Responsible Adult in which case each must comply with DSCC financial criteria (Section 1200.50). Medical consent is required from only one legally Responsible Adult in the event that the Recipient Child or Applicant is not legally entitled to consent. ---~~

- x) Medically Eligible Condition: That medical condition which renders the child eligible for DSCC services. Specific conditions are enumerated at Section 1200.40 of this Part.

- y) Parent: The biological or adoptive parent of the Applicant or Recipient Child receiving or seeking DSCC services.

- z) Partial Financial Assistance: The amount that DSCC pays over and above the amount for which the family is obligated and over and above the amount which is covered by insurance.

- aa) Payment Scale: The schedule indicating an amount the family is expected to contribute toward the medically related costs of care for their Recipient Child during a twelve (12) month period. This contribution is required from all families who have not been categorized as fully financially eligible.

- bb) Programmatic Assistance: A process undertaken by professional staff of the Division on behalf of children

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with Medically Eligible Conditions, which may include procedures for evaluation of the child's condition, development of an Individual Service Plan, recommendations of health care providers and facilities, assistance in arrangement of such care, and subsequent monitoring of the status of the child and family. The level of programmatic assistance required will be based on the medical needs of the child as determined by usual and customary medical standards.

Recipient Child: A child who is currently receiving DSCC services or whose Health Care Providers are being paid, in whole or part, by DSCC.

Referral: A procedure by which any person can introduce a child to the DSCC program. See: Section 1200.80(d) (6) (A) and (B) of this Part.

Reimbursement Agreement: Written agreement signed by the LRA(s) and/or attorney(s) for the LRA or eligible child specifying that any money recovered as judgment or settlement of a lawsuit or from an insurance or personal medical condition arising from a claim relating to the child's medical condition for which DSCC is providing care or reimbursing Health Care Providers will be used to reimburse DSCC for its payment of the child's medical and related care costs, which funds will then be replaced into the DSCC program and used to further benefit eligible children.

Resident(s) of Illinois: i) Any person living in the State of Illinois with the intent to remain in the State indefinitely. The term "living in the State of Illinois" shall be limited to all persons whose primary domicile is located within the State. Intent to remain indefinitely is established through a showing that a person has significant contacts with the State of Illinois as evidenced by indicia thereof, such as maintaining a bank account in the State, registering to vote in the State, paying Illinois income taxes, obtaining permanent employment within the State, owning real estate within the State, and possessing an Illinois driver's license or similar permits; or ii) Any person who is present in the State of Illinois for the purpose of performing migrant agricultural labor and who evidenced a pattern of regularly returning to the State to perform such work or who expresses an intention to establish a pattern of regularly returning to the State



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to perform such work. Migrant agricultural labor is defined as agricultural work of a seasonal or temporary nature which requires that the worker be away from his/her permanent place of residence to perform said work more than overnight. A pattern of regularly returning to the State to perform such work shall be considered to have been established if a person is present in the State of Illinois to perform migrant agricultural work for two successive growing seasons.

gg) Retroactive Authorization: Authorizations which occur, under specified circumstances, after medical service has been provided to a Recipient Child. See Section 1200.80(b)(3) for enumeration of the circumstances in which this will be considered.

hh) Retroactive Financial Eligibility: Financial eligibility which reaches back no more than 30 days prior to the date of referral or application (whichever is earlier) in certain specified circumstances. See Section 1200.50(c)(8)(C) for enumeration of these circumstances.

(Source: Amended at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 1200.30 Eligibility: General

a) Program Purpose

The purpose of the Illinois Division of Services for Crippled Children is to provide diagnostic and treatment services for children who are crippled as a result of congenital and/or acquired crippling or disease states or have a condition which may lead to crippling impairment. The objective is to provide a program of comprehensive evaluation, medical care and related rehabilitative services appropriate to their various needs and to financially support such care to the extent that their Legally Responsible Adults (LRAs) require such financial assistance as determined by the Financial Eligibility Criteria (Section 1200.50 of this Part). Children who are eligible for Programmatic Assistance only will be served without regard to a financial means test. Due to financial limitations, DSCC will only provide assistance to children with certain categories of crippling conditions as defined in Section 1100.40 of this Part.

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b) Eligibility Criteria for Diagnostic Services

1) Initial diagnostic services are provided without regard to ability to pay to the extent medically necessary applying usual and customary medical standards to determine whether the child has one of the conditions enumerated in Section 1200.40, Medically Eligible Conditions. Whenever eligibility or ineligibility is established based upon an interview with the child or the LRA, which occurs when a diagnosis has already been established, DSCC shall not be required to provide further initial medical diagnostic services.

2) Children may be but need not be referred for said services by an individual or agency.

c) Eligibility Criteria for Other DSCC Services

1) Programmatic Assistance

To be eligible for Programmatic Assistance a child must meet the following requirements:

A) Be under 21 years of age (except that DSCC shall provide services beyond the child's 21st birthday when necessary to complete a treatment plan developed before that time if cessation of treatment would cause an immediate threat to or damage to the child's life or good health or would negate gains resulting from previous rehabilitative efforts. In no event may said extension continue beyond six months after the child's 21st birthday);

B) Be a Resident of Illinois;

C) Have a Medically Eligible Condition.

2) Treatment Services and Financial Support

It is recognized that it is the duty and responsibility of the LRAs to pay for necessary health care services for their children. DSCC will assist the LRA with this responsibility for each child meeting the criteria of Section 1200.30(c) of this Part by providing treatment services and



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financial assistance, provided the LRAs are Residents of Illinois, and provided:

- A) The LRAs are lawfully admitted to the United States on a visa or permit which contemplates that the LRA will be entitled to legally remain in the United States for as long as is necessary to complete the Individual Service Plan established for the child; or

- B) The child aforescribed is a United States citizen.

- 3) In addition, whenever payment for treatment services or financial support is desired, each the LRA must:

- A) Meet the financial eligibility criteria set forth at Section 1200.50 of this Part;

- B) Utilize insurance benefits, if any, as well as any other form of payment, (such as trust funds, gifts, or fund raising drives) available for the child and/or make the payments toward the support of the child's treatment as are determined by his or her FPA;

- C) Sign a Reimbursement Agreement, if the injuries for which treatment is sought were caused by any alleged negligent act (including products liability) and litigation is pending or contemplated.

Further, any attorney retained to represent the child on any claim relating to the child's medical condition for which DSCC will provide care must separately sign the Reimbursement Agreement. Failure to comply with this requirement will not, however, delay or hinder the application process.

- d) Application Process: Initial and Continuing Eligibility

- 1) No person participating in or wishing to participate in the Division's programs shall be denied benefits of the program or shall be discriminated against on the basis of sex,

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religion, race, color, national origin or handicap not related to program eligibility.

- 2) General responsibilities of Applicants, Recipient Children, and LRAs:

- A) Each Applicant and LRAs shall furnish requested factual information regarding eligibility and shall keep DSCC informed of any changes in financial status (defined as any change in financial circumstances which would affect financial eligibility for DSCC benefits as set forth in Section 1200.50 including, but not limited to changes in family size, income, or expenses) within fourteen (14) days of such change.

- B) The application process requires consent by the LRA(s) to release or to verify medical data and financial information provided as a part of the application process.

- 3) An LRA shall complete and sign a written application on behalf of the Applicant on forms specified by DSCC. Such application shall inform the applicant of all relevant time deadlines with respect to filing of an application and appealing any adverse decision. An LRA may choose a person to assist in completing the application. A representative of a public agency may complete and sign the application for a child in that agency's custody. A representative of a private agency may complete and sign the application for a child if it is the authorized guardian for the child.

- 4) A completed application must be submitted to DSCC within the following time periods:

- A) In the case of self referral or referral by a medical provider or other agency, an application for initial eligibility must be received by DSCC within 21 days from the date which it is originally sent to the LRA by DSCC. Applications not received within said 21-day period shall not be considered for reimbursement for treatment services rendered at the time of referral to DSCC but shall be processed for reimbursement of treatment



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services provided no more than 30 days prior to the actual date of receipt. This time period shall be adjusted by DSCC for good cause if DSCC is notified of the circumstances within the 21 day time period (for purposes of this clause, "good cause" shall include, but shall not be limited to, a family emergency, demonstrated delays caused by the U.S. Postal Service, and demonstrated delays caused by the Internal Revenue Service in providing a copy of an income tax return).

B) Applications for continuing financial eligibility shall be submitted to DSCC within 21 days of the date which they are originally sent to the LRA by DSCC. If an application is submitted after said time period, continuing eligibility shall recommence no more than thirty (30) days prior to the date the application is actually received by DSCC.

5) If financial support is desired, the LRAs shall complete and sign a financial application on behalf of the Applicant on forms specified by DSCC, which shall be submitted within the time periods specified in Section 1200.30(d)(3).

A) Such statement shall include a copy of the LRAs' most recent federal income tax returns. If an LRA is not required to file with the Internal Revenue Service, verification of income must be submitted.

B) DSCC shall accept other supporting documents from the LRA to verify level of income if DSCC determines that the documents provided prove the information sought and if the LRA has demonstrated diligence in attempting to obtain federal tax returns or pay stubs but has been unsuccessful in doing so.

6) If financial support is not desired, no financial application is required. Applicants with a Medically Eligible Condition who either do not desire or do not qualify for DSCC financial support shall be eligible for Programmatic Assistance.

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7) Determination of eligibility is performed at the regional offices. (See 2 Ill. Adm. Code 5155, Appendix A.)

A) The DSCC staff shall verify the information provided on behalf of the Applicant. This will include discussion, including an interview with the LRAs, if the application is not complete. The interview shall be conducted at a place and time convenient to all parties.

B) If supplemental information required by DSCC to determine eligibility is not provided within fourteen (14) days after the LRA receives notice of a requirement that said information is needed to complete this application, DSCC shall then advise the LRAs that the application will be invalidated and not given further consideration unless the LRA was precluded, due to causes beyond his/her control, from providing the information required.

C) A written decision regarding eligibility shall be sent to the LRAs and any referring medical care provider or referring agency within thirty (30) days of receipt of the completed application unless the emergent nature of the child's condition requires a decision in a more timely fashion.

(Source: Amended at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1200.40 Medical Eligibility

## a) Eligible Medical Conditions

- 1) Within the resources available, the Division of Services for Crippled Children has determined that it can best serve children who: have crippling impairments that are expected to be chronic; involve multiple physical defects/disabilities/handicaps; are amenable to treatment as determined by the treating physician; and have a need for long-term highly specialized medical care including, as necessary, related rehabilitative services.



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- 2) Currently, DSCC serves children whose crippling impairments are enumerated in the list which follows. These conditions were determined as covered by the Director, in consultation with and upon advice of the Advisory Board.
- b) Medically Eligible Conditions
  - 1) ORTHOPEDIC IMPAIRMENTS which are defined as those affecting bone, joint or muscle are eligible. Such impairments may be of congenital origin, or may be manifestations of an active chronic disease, or may represent a persisting result of previous infection, trauma, toxicity, disease or malignancy, which are determined to be chronic orthopedic impairments amenable to treatment requiring long-term management involving specialist care and required related habilitative or rehabilitative services.

- 2) NERVOUS SYSTEM IMPAIRMENTS which are defined as those affecting the brain, spinal cord or peripheral nerves, and present as physical disabilities are eligible. Such impairments may be of congenital origin, or may be manifestations of an active chronic disease, or may represent a persisting result of previous infection, trauma, toxicity, disease or malignancy, which are determined to be chronic neurologic impairments responsive to medical treatment requiring long-term management involving specialist care and required related habilitative services. Children in a chronic vegetative state would be eligible upon medically determined emergence of recovery and sufficient health stability for a program of active habilitation to be instituted (for purposes of this clause, a chronic vegetative state is defined as a condition in which a child displays no evidence of progressive positive developmental or neurological improvement, as determined by usual and customary medical standards).

- 3) CARDIO VASCULAR IMPAIRMENTS which are defined as primarily affecting the heart and the larger blood vessels are eligible. Such impairments may be of congenital or acquired origin, the latter representing a persisting result of previous infection, trauma, toxicity or disease or

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malignancy, and which are determined to be a chronic cardio vascular impairment responsive to treatment requiring multispecialist intervention and a program of extended supervision and/or long-term active management, specialized medical care and such related habilitation services as may be necessary. Children with a disease or past infection known to primarily affect the heart which predispose to chronic heart impairment and which requires specialist management to minimize or preclude such impairment would be eligible.

- 4) EXTERNAL BODY IMPAIRMENTS, including the oral and nasal structures with their extension into the mouth, pharynx, larynx, major bronchi and esophageal structures, defined as significant defects affecting the skin and/or its underlying structures and defects of the mucosa and/or its underlying structures of the above internal parts which may affect breathing, speech and eating. Such impairments must be determined to be beyond the normal range of acceptable external appearances or adequate function, as determined by a medical specialist, responsive to specialist(s) intervention and a program of long-term management with related habilitation services or subject to correction which would preclude chronic physical or functional impairment, and may be of congenital origin, or may be manifestations of an active chronic disease, or may represent a persisting result of previous infection, disease, trauma, toxicity or malignancy. External body defects to be considered as beyond the normal range of accepted appearance are those defects considered to be major in the customary characterization of congenital defects or, if acquired, to be defects which fall outside of acceptable appearance as defined by the Division in consultation with its advisers. Defects of dentition and occlusion associated with severe oro-craniofacial structural deformities or if causative to impairment of intelligible speech are included.

- 5) HEARING IMPAIRMENTS which are defined as a loss of hearing or deafness of at least 30 decibels in two frequencies or a 35 decibel loss in one speech frequency involving one or both ears, as determined by audiometric testing are eligible. Such hearing



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loss may be of congenital origin, or may be a manifestation of an active chronic disease, or may represent a persisting result of previous infection, trauma, toxicity, disease or malignancy and which are determined to be chronic hearing impairments responsive to treatment requiring otological intervention and a program of extended supervision and/or long-term active management. Children with middle ear infection and/or middle ear effusion persisting for longer than three months and who have received medical treatment are eligible for special medical and hearing assessment and evaluation of communicative skills. If a hearing impairment is defined, otologic treatment, monitoring of communicative skills and provision of hearing aids shall be provided if determined medically necessary in accordance with usual and customary standards. Children considered to be profoundly deaf and not amenable to otologic intervention and/or hearing aids, as determined through the application of usual and customary medical standards, shall be eligible for assistance to enhance the communication skills of the child (and family) if such assistance is not available from other agencies or sources.

- 6) SPEECH IMPAIRMENTS which are defined as an impairment of intelligibility arising from any structural defect of the organs responsible for vocalization or neurological defects specific to orderly speech development are eligible. Such speech impairments may be of congenital origin, or may be manifestations of an active chronic disease, or represent a persisting result of previous infection, trauma, disease or malignancy determined to be responsible for the chronic speech impairment which is responsive to medical treatment requiring long-term management involving specialist care and related rehabilitative services and equipment. Developmental language deficits are not eligible (for purposes of this clause, a developmental language deficit is defined as a condition, as determined by the application of usual and customary medical standards, that can be expected to correct itself with maturation or with such therapy as is generally available through the public school system).

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- 7) CYSTIC FIBROSIS. Children with cystic fibrosis are eligible if they manifest symptoms amenable to specialized medical care and long-term management by a team of specialists organized for this purpose.
- 8) HEMOPHILIA and similar genetic disorders of coagulation are eligible. Eligibility for services shall be established in accordance with Rules of the Illinois Department of Public Health under "An Act establishing in the Illinois Department of Public Health a program for the care of persons suffering from hemophilia, establishing a Hemophilia Advisory Committee and designating powers and duties in relation thereto" (Ill. Rev. Stat. 1985, ch. 111-1/2, pars. 2901, et seq. thereunder, 77 Ill. Ad. Code 705. Eligible persons shall receive such services as may be provided by the Illinois Department of Public Health in accordance with the rules aforescribed. DSCC shall provide children case management and financial support of hospitalization, outpatient care and such additional services as may be required for specialized medical and related rehabilitative services, including home management, except that a Recipient Child not eligible for services from the Illinois Department of Public Health as provided above shall receive required services through the Division.
- 9) INBORN ERRORS OF METABOLISM which are defined as those conditions leading to severe neurological, mental and physical deterioration for which there are acceptable treatments which, when promptly instituted, would preclude or significantly minimize the adverse effects of the metabolic defect are eligible.
- 10) EYE IMPAIRMENTS which are defined as those affecting the eye and/or eye muscles, but excluding isolated refractive errors, are eligible. Such impairments must lead to or cause a significant risk of loss of vision and be chronic impairments which are determined to be responsive to treatment requiring ophthalmologic, medical or surgical intervention and a program of extended supervision and/or long-term active management. Such



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impairments may be of congenital origin, or may be a manifestation of an active chronic disease, or may represent a persisting result of previous infection, trauma, toxicity or disease. When required as part of an approved comprehensive management program for an eligible eye condition, and prescribed by the managing ophthalmologist, treatment of associated refractive errors is eligible.

Children considered to be blind and not amenable to ophthalmologic intervention, as determined through the application of usual and customary medical standards, are not eligible.

- c) Health care services defined as "well child care," routine medical and dental treatment, medical care of acute childhood illnesses (defined as diseases which are not normally chronically disabling and which are not unusual in the course of a child's maturation) or trauma or short-term complications related thereto, are not provided by DSCC.
- d) Health care services for children whose crippling impairment is considered to be "acute" as an immediate associated consequence of infection, trauma, disease, toxicity or malignancy, would be considered eligible after completion of medical treatment of such acute condition and determination of a resulting crippling impairment.
- e) Care Beyond Medical Eligible Conditions

Children with the chronic crippling impairments which are defined in this Section as Medically Eligible Conditions may have associated health impairments which, as isolated health impairments, would not be considered as medically eligible for DSCC services. However, in order to achieve a realistic habilitation goal, if medically recommended, the services required to treat such associated health impairments will be provided to Recipient Children, except those related to a malignancy or to a chronic vegetative state. Treatment of such associated health impairments must relate to the Medically Eligible Condition and will continue to be provided only so long as the Recipient Child has a Medically Eligible Condition which is under continuing and active medical treatment. Further, if at any time,

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one of these other than Medically Eligible Conditions becomes the Recipient Child's primary health problem, as defined by the Recipient Child's attending physician, these additional services will be discontinued.

(Source: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1200.50 Financial Eligibility

- a) ~~LRAs have~~ The LRA has an obligation to meet the cost of medical care for their Recipient Child to the extent they are able. Full or partial financial assistance, in the form described in Section 1200.90 of this Part, is provided to LRAs who are unable to meet such expenses from their own resources as established through a Financial Need Determination performed pursuant to criteria established in Section 1200.50(c) and (d).
- b) Exceptions to Financial Need Determination
  - 1) DSCC provides diagnostic services necessary to determine medical eligibility without regard to the economic status of an Applicant's LRAs.
  - 2) Financial information is not required from LRAs when:
    - A) medical eligibility is uncertain;
    - B) no expenditure of DSCC funds is anticipated;
    - C) the child is a ward of a state agency;
    - D) the child has been determined eligible for services being provided by or reimbursed by a state agency using criteria the same as, or more stringent than, DSCC.
- c) Criteria for Financial Assistance
  - 1) Financial eligibility is based upon the financial status of the LRAs LRA requesting financial assistance. ~~if the Applicant or Recipient child has more than one LRA and those LRAs are not living together in the same household, each LRA must submit the required financial data. Separate determinations shall be made based upon the~~



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~~financial data from each LRA--the amount of--  
financial assistance will be the lesser of the--  
determinations----~~

~~2)-----In cases where DSCC is unable to obtain any  
financial information from the noncustodial LRA and  
that LRA is not providing any financial support to  
the custodial LRA or child, DSCC will base its  
determination of financial eligibility on the  
Adjusted Family Income of the available LRA.~~

2)3) The Income Scale (Appendix A) and the Payment Scale (Appendix B) are used to determine financial eligibility. The Income Scale represents 65% of the gross median family income adjusted for family size as developed for the State of Illinois by the U.S. Department of Health and Human Services, Social Security Administration, Office of Family Income Figures, for purposes of financial eligibility, a family is placed on the scale according to its Adjusted Family Income and family size.

3)4) Full financial assistance is provided when the Adjusted Family Income considering family size is equal to or less than that which is allowable in accordance with the Income Scale. The LRA and attorney must submit a Reimbursement Agreement, if applicable, as provided in Section 1200.30(c)(3)(C).

4)5) Partial financial assistance is provided when the Adjusted Family Income considering family size exceeds the amount allowable on the Income Scale, subject to the following conditions:

- A) A determination that the annual family payment as established in the Payment Scale is less than the anticipated cost of services for the proposed period of eligibility;
- B) Completion of a Financial Participation Agreement (FPA) by the LRAs. An FPA will be required whenever the LRAs of a Recipient Child are eligible for partial financial assistance. The FPA shall be signed and

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returned to DSCC within fourteen (14) days of its receipt by the LRAs.

- i) The FPA obligates an LRA to pay for DSCC approved care for the Recipient Child. The amount will be equal to the annual family payment described by the Payment Scale. DSCC will use this money to pay for the child's direct and related care.

- ii) Payments toward the obligations contained in the FPA may be made by the LRAs directly to the vendor(s) providing specialized care for the Recipient Child if agreed to by DSCC. The LRA shall retain receipts to verify such payments.

- iii) The FPA shall cover all Recipient Children in one family.

- C) Submission of a Reimbursement Agreement by the LRAs and attorney(s), as provided in Section 1200.30(c)(3)(C), if applicable.

- D) Adjustments to the annual family payment shall be made by DSCC if there is evidence in the application or through additional information that indicates the LRAs have the ability to assume cost-sharing beyond the amount previously indicated based upon application of the financial eligibility criteria in this Section 1200.50.

5)6) The LRA shall be determined ineligible for financial assistance from DSCC when:

- A) It is determined that the Adjusted Family Income is in excess of \$10,499 of that which is allowable in accordance with Appendix A, the Income Scale.
- B) It is determined that the LRAs' annual family payment would exceed the anticipated costs of care after application of all medical insurance benefits.
- C) An LRA has failed within the time periods established in Section 1200.30(d) to provide



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sufficient information to determine eligibility. In such instances, eligibility shall commence 30 days prior to the date of receipt of such information necessary to establish eligibility.

- D) An LRA has failed within the time period established in Section 1200.30(d) to complete and sign the application (including the financial application), the Reimbursement Agreement (Section 1200.30(c)(3)(c)), if applicable, and an FPA, if applicable (Section 1200.50(c)). In such instances, eligibility shall commence 30 days prior to the date of receipt of the signed application, and/or Reimbursement Agreement, and/or FPA.

- E) The family is enrolled in a Health Maintenance Organization (HMO) which has responsibility for provision of medical care for the Applicant or Recipient Child and the HMO is equipped and qualified to provide the necessary care.

- F) In addition, the LRAs shall lose their financial assistance if:

- i) Medical insurance payments or other forms of payment available or paid directly to the LRA to meet the cost of care for the Recipient Child have not been applied to the cost of care arranged, authorized, and paid by DSCC for that child. In such instances, eligibility shall be reinstated upon reaching an agreement for repayment to a medical care provider or to DSCC of an amount equal to the medical insurance payments made available but not applied toward the child's cost of care.

- ii) An LRA has not complied with the payment schedule established in the FPA with DSCC. In such instances, eligibility shall be reinstated once the LRA has demonstrated that he/she has complied with the FPA by making the required payments.

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- 6) ~~7~~ LRAs determined to be wholly or partially ineligible shall be advised of the right to appeal the determination in accordance with the procedures as set forth in Section 1200.60.

7) ~~8~~ Period of Financial Eligibility

- A) Financial eligibility shall be established for a 12-month period commencing on the first day of the month of referral or application, whichever is earlier. For purposes of this section, referral shall be defined as a first contact made with a DSCC intake worker.
- B) Financial eligibility shall be redetermined annually on the date established at (8)(A) above.

- C) Financial eligibility ordinarily begins at the date of referral or application for DSCC assistance unless circumstances beyond the control of the child and the LRA precluded timely application or referral. If DSCC, after its own investigation, determines that such circumstances exist, eligibility shall commence thirty (30) days prior to the date of referral or application to DSCC, whichever is earlier. Only such care or services which would have been approved as meeting DSCC standards of care, as set forth in this Part, for the child shall be considered for this period of retroactive eligibility.

- D) The period of financial eligibility may be less than 12 months under the following circumstances:

- i) DSCC eligibility was based upon eligibility with the Illinois Department of Public Aid and such eligibility has been cancelled. Eligibility for DSCC benefits shall be cancelled at the same time that IDPA eligibility is cancelled. The LRAs must reapply by submitting the same financial information as is required of all applicants.



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- ii) The Recipient Child, at the time of financial evaluation, was a ward of an agency or court because adoption had not been finalized, and the adoption is finalized. DSCC eligibility shall terminate on the effective date of the finalization of the adoption.
- iii) Supplemental information submitted pursuant to Section 1200.30(d)(2)(A) of this Part causes a change in financial eligibility.
- iv) Verification of income is from sources which are more than 12 months old at time of submission. In such event, DSCC shall establish a period of eligibility of sufficient duration to permit the applicant to submit information with respect to income from sources which are less than 12 months old.
- E) In the event that an LRA submits information, at any time, which, upon verification by DSCC, establishes that the LRA is eligible for financial assistance at a level in excess of that previously approved by DSCC, a new one year period of eligibility shall begin fifteen (15) days after said information is submitted, provided that the LRA has signed a revised FPA, if one is required pursuant to Section 1200.50(c)(5)(B).
- d) Financial Determination Calculations
  - 1) Family Size
    - A) Family size shall be determined by the sum of the number of persons in each of the following categories when they share the same household. However, if a person falls into more than one category, that person shall be counted only once:
      - i) The Applicant or Recipient Child;
      - ii) The Applicant or Recipient Child's spouse;

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- iii) An LRA and his/her spouse;
- iv) Other persons who, for Federal Income Tax purposes, are deemed dependents of an LRA.
- 2) The family's Annual Gross Income shall be the sum of the Annual Gross Income of persons comprising the family unit, as determined above but excluding income of dependent children. Annual Gross Income includes:
  - A) Wages, salaries, bonuses, other earnings, and tips;
  - B) All interest and dividends from financial institutions and investments and from stocks and bonds;
  - C) Alimony, child support payments received;
  - D) Income from pensions, annuities, and other retirement fund sources;
  - E) Income from Social Security;
  - F) Unemployment compensation;
  - G) Workers' compensation;
  - H) Disability/sick leave payments;
  - I) Income from rents, royalties, partnerships, estates, trusts, corporations, farms, and businesses after expenses to produce such income are deducted. Depreciation and/or depletion allowances except on real estate may be deducted from said income.
  - J) Capital gains. All capital gains shall be treated as ordinary income for purposes of determining a family's Annual Gross Income except capital gains realized from the sale of a family residence which shall be excluded in its entirety;
  - K) All supplemental gains income;



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- L) All other earned and unearned income which may be applied toward the cost of care for the Applicant or Recipient Child.
- 3) Income from the following sources shall be excluded for purposes of determining financial eligibility:
- A) The income of dependents (other than the Applicant or Recipient Child and his/her spouse) under the age of 21;
  - B) Irregular income of not more than \$150 quarterly;
  - C) Scholarships, grants, or loans to a student for educational purposes;
  - D) The value of coupons or other subsidies provided low income families by a governmental organization or program;
  - E) Lump sum payments from insurance received due to the death of an LRA;
  - F) Money borrowed;
  - G) Funds held in a trust which are legally unavailable for payment of the Applicant's or Recipient Child's medical expenses.
- 4) The following are allowable expenses which the family may deduct from their Annual Gross Income in determining financial eligibility:
- A) Payment of support for non-dependent children not to exceed \$1,000 per child/per year;
  - B) Child care costs that enable an LRA to maintain employment;
  - C) Expenses which enable an LRA to maintain employment not to exceed \$50 per month for each employed LRA;
  - D) Medical/health insurance premiums;

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- E) Expenses not recoverable through any insurance plan, or other third-party payors including donated funds as follows:
- i) Medical and medically related expenses including dental expenses of the Applicant or Recipient Child;
  - ii) The amount of medical and dental expenses paid for members of the family other than the Applicant or Recipient Child which is in excess of 2.5% of the family Annual Gross Income;
  - iii) The amount of any loss caused by fire, flood, other natural disasters, theft, or vandalism which is in excess of \$1,000.

(Source: Amended at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1200.60 Appeal Process

## a) Notice of Determination

- 1) Except as otherwise provided in these Rules, the Division shall notify the Applicant's LRAs in writing within thirty (30) days of the receipt of the completed application that the Division has determined that the Applicant is eligible or ineligible, and the amount, if any, of the LRA's required financial contribution to the cost of the Applicant's medical care. If the Applicant or LRA is determined to be ineligible, the Notice of Determination shall state the reasons for said determination.
- 2) In the event that DSCC has requested additional information in order to determine eligibility, including continuing eligibility, or has requested the LRA to sign a Reimbursement Agreement or an FPA and the request has not been complied with within the time period set forth in Section 1200.50, DSCC shall notify the LRAs that the application shall be considered inactive and provide the reasons therefor.



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- 3) The Division shall notify a Recipient Child's LRA in writing of any action which the Division intends to take which adversely affects the LRA's financial eligibility including, but not limited to, termination or increase in the amount of the LRA's required financial contribution to the cost of the Recipient Child's medical care. This written notification shall provide specific reasons for the action being taken. This written notification shall be sent to the Recipient Child's LRA at least thirty (30) days prior to the effective date of the proposed action.

- 4) A copy of this Section shall be sent with each Notice of Determination provided pursuant to Subsection (1)-(3), immediately above.

- 5) The Notice of Determination described at Subsection (1)-(3) immediately above and all further written notices which bear on it shall be sent by certified or registered mail to the LRA at his/her last known address. If the Applicant or Recipient Child has a designated representative, a copy of all written notices will also be sent to that designated representative.

## b) Right to Reapply

- 1) If the Applicant or Recipient Child's LRA's ~~have~~ have been determined to be ineligible, they may reapply at any time they believe they have become eligible.
- 2) If the Recipient Child's financial eligibility has been reduced or has been set at a level less than full financial assistance, the LRAs may submit additional financial information at any time their financial situation changes.

## c) Right to Meeting and Appeal Conference

- 1) The Applicant or Recipient Child's LRAs, or designated representative, has a right to a meeting with the DSCC staff person responsible for a decision reflected in any Notice of Determination issued pursuant to 1200.60(a)(1)-(3).

- A) The request for such a meeting must be made in writing.

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- B) The request must be made within 14 days of receipt of said Notice of Determination.
- C) DSCC shall contact the requester within five (5) days of receipt of the request in order to schedule a meeting date, time and place.
- D) Within seven (7) days after the meeting, DSCC shall notify the Applicant or Recipient Child's LRA of the result of the meeting. Such notification shall be in the manner set forth at Subsection (a)(5) immediately above and shall state the reasons for the decision made.

## 2)

The Applicant or Recipient Child's LRAs, or designated representative, ~~have~~ has a right to appeal the results of meeting decision to the Director in a conference with the Director or his/her designee held for that purpose. The Director shall not take part in any original decision or any initial meeting held under Section 1200.60(C)(1).

- A) The request for such an appeal conference must be made in writing.
- B) The request must be made within 14 days of receipt of notification of result of the Subpart (c)(1) meeting.
- C) DSCC shall contact the requester within five (5) days of receipt of the request in order to schedule a meeting date, time and place.
- D) The Director or his/her designee shall consider the decision issued pursuant to Section 1200.60(C)(1)(D), any written material presented at the meeting provided for in Section 1200.60(C), any evidence presented at the conference, and all other information which the Director or his/her designee obtains through an independent investigation of the issues raised by the appeal.
- E) Within seven (7) days after the appeal conference, DSCC shall notify the Applicant or Recipient Child's LRAs of the result of the



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appeal conference. Such notification shall be in the manner set forth at Subsection (a)(5) above and shall state the reasons for the decision made.

- F) The decision rendered by the Director or his designee is final.

d) Procedural Rights at Meeting and Conference

The Applicant or Recipient Child's LRA~~s~~, or designated representative, ~~have~~ has the following rights:

- 1) The right at any time to inspect and copy the contents of the Applicant or Recipient Child's case file and any other documents used by DSCC in making its determination or proposing its action; and
- 2) The right to appear on their own behalf and/or to be represented, advised and/or accompanied by a relative, friend, lawyer or advocate; and
- 3) The right to present relevant information, witnesses and evidence in any form; and
- 4) The right to ask questions of the Division staff present.

e) DSCC may deny or dismiss a meeting or appeal conference if:

- 1) The Applicant or Recipient Child's LRA~~s~~, or designated representative, withdraws the request for the meeting or appeal conference in writing; or
- 2) The Applicant or Recipient Child's LRA, or designated representative, fails without good cause (defined as any reason which a prudent person would deem to be an adequate and complete excuse for failure to act, such as emergencies and family deaths) to appear at the scheduled meeting or appeal conference.

f) Benefits While Awaiting Decision

- 1) LRAs of Applicants who are denied financial assistance benefits may appeal the denial but shall not receive any financial benefits in behalf of the

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Applicant while awaiting the meeting or appeal conference.

- 2) LRAs of Applicants who are granted less than full financial assistance may appeal the decision but the LRA in behalf of the Applicant shall only receive such partial financial assistance as originally determined while awaiting the outcome of said meeting or appeal conference.

- 3) An LRA who is notified of a termination or reduction of financial assistance benefits shall continue at his/her prior level of financial assistance while awaiting the meeting or appeal conference, provided that the LRA requests said meeting and appeal conference within the time limits designated in Section 1200.60(c)(1)(b) and (C)(2)(B).

g) Effective Dates of DSCC Decisions

- 1) If the decision of a meeting or appeal conference is in favor of an applicant's LRA, the financial assistance benefits determined appropriate as a result of the appeal shall be effective from the date of the initial application or referral, whichever is earlier.
- 2) If a Recipient Child's LRA does not appeal, a Notice of Determination of termination or reduction of DSCC benefits, the effective date thereof shall be as provided for in Section 1200.60(a)(3).
- 3) If a Recipient Child's LRA appeals a Notice of Determination of termination or reduction of DSCC benefits, no such termination or reduction shall be effective until ten (10) days after all appeal rights have been waived or exhausted.
- 4) Notwithstanding anything to the contrary contained herein, if Notice is sent to an LRA pursuant to Section 1200.60(a)(3) of this Part, based upon a failure of the LRA to comply with the requirements of Section 1200.30(d)(1)(A) of this Part (relating to reporting of changes in financial condition or family size), and if DSCC determines to act in reducing or terminating LRA financial benefits to the extent such is permitted to it hereunder, after



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all LRA rights to appeal have been exhausted or waived, then said action shall be deemed to be effective on the forty-fifth day after the unreported change in family circumstances occurred, regardless of when the notice provided for in Section 1200.60(a)(3) is actually sent to the LRA. Nothing contained in this Part shall be construed as reducing any rights of the LRA to object to any proposed DSCC action or as may be otherwise provided in this Part and no DSCC action shall be final unless and until all such rights have been exhausted or waived.

(Source: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1200.70 Payment for Services

- a) With respect to Medicaid, Medicare, any medical insurance plan or policy or other third-party payors, unless prohibited by law, DSCC shall be deemed the payer of last resort. Nothing contained in these regulations shall authorize or require DSCC to provide payment for medical services, hospital services, supplies or appliances which would otherwise be paid by Medicaid, Medicare, any medical insurance plan or policy or other third-party payors, including donated funds and such other funds available for medical care derived from settlement of injury claims.

- b) Payments for services are subject to the availability of funds as determined by the University of Illinois in its sole discretion.

- 1) If DSCC determines, based upon its own internal auditing and record keeping systems, at any time, that it does not have or will not have sufficient funds to provide payments for authorized services for additional Applicants, DSCC shall:

- A) Cease accepting applications.  
B) Post notices in conspicuous places in DSCC offices and clinics and in other places where such notices are likely to be seen by Applicants. The notices shall state that DSCC is no longer accepting applications because of insufficient funds, and shall state the

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probable date on which DSCC shall again accept applications. Notices will also be posted in a like manner when funding again becomes available.

- C) DSCC employees shall inform clinic patients and other persons that DSCC is no longer accepting applications because of insufficient funds, and shall inform such persons of the probable date on which the Division shall again accept applications.

- D) Cease authorizing additional health care services for Recipient Children whose LRAs are eligible for DSCC financial assistance.

- 2) If DSCC determines, based upon its own internal auditing and record keeping systems, at any time that it does not have or will not have sufficient funds to provide payments for authorized services for Applicants who have applied, but with respect to whom no determination of eligibility has been made, DSCC shall nevertheless finish processing those applications and determine the eligibility or ineligibility of each such Applicant and their LRAs for use in the event that additional funds become available. In such event, the LRAs of eligible applications shall be provided funding in the order received unless a child's life or good health is threatened in which event said child's application will be given priority.

- 3) DSCC shall make payments for authorized services in the order in which DSCC receives bills for such services.

- 4) If DSCC determines due to nonavailability of funds that it is unable to pay for an authorized service, it shall cancel the authorization and any related purchase order any time up to the point at which services have been provided. For this purpose, the authorization and related Purchase Order shall contain the following statement: "This authorization is subject to all of the various rules and procedures set forth at 89 Ill. Ad. Code Part 1200, adopted February 10, 1987." In the event any authorization is cancelled pursuant to this limitation, any charges incurred for services



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rendered after the date of cancellation shall not be the obligation of DSCC.

- 5) Except as otherwise specifically provided herein in the event that DSCC determines that it does not or will not have sufficient funds to provide payments for all Applicants, present and future, as well as to make payments in behalf of all Recipient Children, it shall first cease accepting applications in accordance with (1) above. If after taking such action, it is still determined that sufficient funds are not available, it shall take the actions set forth in (2) above. If after taking such action, it is still determined that sufficient funds are not available, it shall take the actions set forth in (3) and (4) above. In the event that the life or good health of a child is threatened if a procedure is not performed, DSCC shall give funding such procedure priority over other procedures not posing such threat.

- c) The Director shall establish a maximum dollar amount for payment of authorized non-physician ~~hospital-inpatient~~ services per fiscal year which shall be applied to each child. DSCC shall provide notice of the limit to all Recipients and Health Care Facilities who may be affected.

- d) By accepting a DSCC authorization, the Health Care Provider agrees not to seek further payment from the patient or the patient's family for such authorized services beyond the amounts available from insurance, DSCC, Medicare, or Medicaid. In those cases where DSCC has notified the Provider that money is no longer available from DSCC, the Provider shall not be so restricted.

e) Insurance

- 1) All insurance benefits must be used.
- 2) Payment for authorized services for children with insurance benefits shall not be made until insurance has paid or rejected the claim. Subject to all the limits on benefits as contained in these Rules, DSCC will pay the cost of all required services above that reimbursed by insurance. The Director shall approve payment for authorized

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services prior to settlement of the insurance claims if such is necessary to avoid undue suffering or to preserve life and good health, and if immediate payment will cause DSCC funds to be utilized in the most efficient and effective fashion, all as determined based on usual and customary medical standards.

- 3) The family shall notify DSCC within thirty (30) days of any change in the child's medical insurance coverage which results in coverage of costs which are currently paid for by DSCC.

- f) DSCC will not provide reimbursement for minor occasional costs of a Recipient Child's treatment. For purposes of this clause "minor costs" shall be defined as charges for supplies, equipment, replacement parts, repair and replacement of equipment, and drugs less than \$25 each. "Occasional costs" shall be defined as costs occurring less frequently than once per month. In the event that minor costs are not occasional, they may be aggregated by the LRA and will be authorized by NSCC.

(Source: Amended at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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ADMINISTRATION OF SOCIAL SERVICE PROGRAMS

1) The Heading of the Part: ADMINISTRATION OF SOCIAL SERVICE PROGRAMS

2) Code Citation: 89 Ill. Adm. Code 130

3) Section Number: Proposed Action:

130.500 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 130. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date? Yes X No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:



DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER C: SOCIAL SERVICES

PART 130  
ADMINISTRATION OF SOCIAL  
SERVICE PROGRAMS

SUBPART A: TITLE XX BLOCK GRANT PROGRAM

Section  
130.10 Program Administration  
130.15 Definitions  
130.20 Goal of Services  
130.25 Service Activities  
130.30 Expenditure of Block Grant Funds  
130.35 Limitations on Services and Expenditures  
130.40 Eligibility For Services  
130.45 Opportunity to Apply For and Receive Services  
130.46 Client Case Records  
130.50 Purchase Of Services  
130.60 Record Retention  
130.70 Fees For Purchased Services  
130.71 Fees For Services Provided Through Grants-In-Aid  
130.80 Reporting Requirements

SUBPART B: LOCAL INITIATIVE FUND PROGRAM

Section  
130.100 Applicability Of Other Sections  
130.110 Overview  
130.120 Program Administration  
130.130 Request For Proposal  
130.140 Allied Agency Responsibilities  
130.150 Funding Mechanism  
130.152 Sources of Local Funds  
130.154 Sources of Locally Generated Funds Used to Match Title XX Funds  
130.158 Donor Restrictions on Donations (Repealed)  
130.160 Reimbursement Process - Donations (Transferred Funds or Co-Payments)  
130.161 Advance Disbursement System  
130.162 Reimbursement Process (Certification of Expended Funds)  
130.170 Assignment of Budget Costs

SUBPART C: DOMESTIC VIOLENCE PROGRAM

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Section  
130.200 Domestic Violence Shelter and Service Programs

SUBPART D: DISTRIBUTION OF FEDERAL SURPLUS COMMODITIES

Section  
130.300 Program Administration  
130.301 Definitions  
130.302 Allocation Methodology for Federal Surplus Commodities  
130.310 Distribution Network Agencies  
130.311 Local Distribution Centers  
130.312 Liability of Distribution Network Agencies  
130.313 Reports and Maintenance of Records  
130.314 Payment for Distribution  
130.315 Second Harvest Shared Maintenance Fees  
130.320 Eligibility to Receive Commodities  
130.321 Issue Rates of Commodities

SUBPART E: INCORPORATION BY REFERENCE

Section  
130.500 Incorporation By Reference

AUTHORITY: Implementing and authorized by Sections 9-1, 12-4.5 through 12-4.7, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1985, ch. 23, pars. 9-1, 12-4.5 through 12-4.7, and 12-13); and Sections 2 and 3 of "An Act in relation to domestic relations and domestic violence shelters and service programs", (Ill. Rev. Stat. 1985, ch. 40, pars. 2402 and 2403).

SOURCE: New rules adopted and codified at 8 Ill. Reg. 6069, effective April 25, 1984; amended at 9 Ill. Reg. 8645, effective May 22, 1985; amended at 9 Ill. Reg. 15882, effective October 6, 1985; amended at 10 Ill. Reg. 11915, effective July 3, 1986; amended at 11 Ill. Reg. 2828, effective January 30, 1987; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART E: INCORPORATION BY REFERENCE

Section 130.500 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of

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Section 130.500 Incorporation By Reference (Cont'd)  
the date specified, and do not include any later amendments or  
editions.  
(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) The Heading of the Part: AID TO THE AGED, BLIND OR DISABLED
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Number: Proposed Action:  
113.5 New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)
- 5) A Complete Description of the Subjects and Issues Involved: This new section explains how incorporation by reference applies to 89 Ill. Adm. Code 113. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes
- | Section Numbers | Proposed Action | Illinois Register Citation                 |
|-----------------|-----------------|--|
| 113.130         | Amendment       | September 30, 1988<br>(12 Ill. Reg. 15475) |
| 113.142         | Amendment       | October 7, 1988<br>(12 Ill. Reg. 15898)    |
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments



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concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

Section  
113.1  
113.5

Description of the Assistance Program  
Incorporation By Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

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Client Cooperation  
Citizenship  
Residence  
Age  
Blind  
Disabled  
Living Arrangement  
Institutional Status  
Social Security Number

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

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Unearned Income  
Budgeting Unearned Income  
Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
Initial Receipt of Unearned Income  
Termination of Unearned Income  
Unearned Income In-Kind  
Earmarked Income  
Lump Sum Payments and Income Tax Refunds  
Protected Income  
Earned Income  
Budgeting Earned Income  
Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
Initial Employment  
Budgeting Earned Income For Contractual Employees  
Budgeting Earned Income For Non-contractual School Employees  
Termination of Employment

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS  
PART 113  
AID TO THE AGED, BLIND OR DISABLED  
SUBPART A: GENERAL PROVISIONS

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## Section

113.120 Exempt Earned Income  
 113.122 Non-Exempt Unearned Income  
 113.125 Recognized Employment Expenses  
 113.130 Income From Work/Study/Training Programs  
 113.131 Earned Income From Self-Employment  
 113.132 Earned Income From Roomer and Boarder  
 113.133 Earned Income From Rental Property  
 113.134 Earned Income In-Kind  
 113.139 Payments from the Illinois Department of Children and Family Services  
 113.140 Assets  
 113.141 Exempt Assets  
 113.142 Asset Disregard  
 113.143 Deferral of Consideration of Assets  
 113.154 Property Transfers  
 113.156 Court Ordered Child Support Payments of Parent/Step-Parent  
 113.160 Assignment of Medical Support Rights

## SUBPART D: PAYMENT AMOUNTS

## Section

113.245 Payment Levels for AABD  
 113.246 Personal Allowance  
 113.247 Personal Allowance Amounts  
 113.248 Shelter  
 113.249 Utilities and Heating Fuel  
 113.250 Laundry  
 113.251 Telephone  
 113.252 Transportation, Lunches, Special Fees  
 113.253 Allowances for Increase in SSI Benefits  
 113.254 Nursing Care or Personal Care in Home Not Subject to Licensing  
 113.255 Sheltered Care in a Licensed Group Care Facility  
 113.256 Shopping Allowance  
 113.257 Special Allowances for Blind (Blind Only)  
 113.258 Home Delivered Meals  
 113.259 AABD Fuel and Utility Allowances By Area  
 113.260 Sheltered Care Rates

## SUBPART E: OTHER PROVISIONS

## Section

113.300 Persons Who May Be Included In the Assistance Unit  
 113.301 Grandfathered Cases  
 113.302 Interim Assistance  
 113.303 Special Needs Authorizations

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## Section

113.304 Retrospective Budgeting  
 113.305 Budgeting Schedule  
 113.306 Purchase and Repair of Household Furniture  
 113.307 Property Repairs and Maintenance  
 113.308 Excess Shelter Allowance  
 113.320 Redetermination of Eligibility  
 113.500 Attorney's Fees for SSI Appellants

**AUTHORITY:** Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq. and 12-13).

**SOURCE:** Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 321, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill.

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Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective March 15, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. effective

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 113.5 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: AID TO FAMILIES WITH DEPENDENT CHILDREN

2) Code Citation: 89 Ill. Adm. Code 112

3) Section Number: Proposed Action:  
112.5 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 112. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
112.252	Amendment	October 7, 1988 (12 Ill. Reg. 15905)
112.253	Amendment	October 7, 1988 (12 Ill. Reg. 15905)
112.254	Amendment	October 7, 1988 (12 Ill. Reg. 15905)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 112

## AID TO FAMILIES WITH DEPENDENT CHILDREN

## SUBPART A: GENERAL PROVISIONS

## Section

112.1 Description of the Assistance Program  
112.5 Incorporation By Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

112.8 Caretaker Relative  
112.9 Client Cooperation  
112.10 Citizenship  
112.20 Residence  
112.30 Age  
112.40 Relationship  
112.50 Living Arrangement  
112.52 Social Security Numbers  
112.54 Assignment of Medical Support Rights  
112.60 Lack of Parental Support or Care  
112.61 Death of a Parent  
112.62 Incapacity of a Parent  
112.63 Continued Absence of a Parent  
112.64 Unemployment of the Parent

## SUBPART C: PROJECT CHANCE

## 112.70

Registration Requirements For Project Chance  
112.71 Individuals Exempt From Project Chance  
112.72 Project Chance Participation/Cooperation Requirements  
112.73 Failure to Participate with the Work Incentive Demonstration Program (Renumbered)  
112.74 Project Chance Full Assessment Process/Development of an Employment Plan  
112.76 Project Chance Orientation  
112.77 Illinois Work Experience Program Evaluation Project (Renumbered)  
112.78 Project Chance Components  
112.79 Project Chance Sanctions  
112.80 Good Cause for Failure to Comply With Project Chance Participation Requirements

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

112.81 Good Cause For Failure to Cooperate With Support Enforcement (Recodified)  
112.82 Project Chance Supportive Services  
112.83 Employment Child Care  
112.84 Work Experience Evaluation Project  
112.85 Four Year College/Vocational Training Demonstration Project

## SUBPART E: PROJECT ADVANCE

## Section

112.86 Project Advance  
112.87 Project Advance Experimental and Control Groups  
112.88 Project Advance Participation Requirements of Experimental Group Members and Adjudicated Fathers  
112.89 Project Advance Cooperation Requirements of Experimental Group Members and Adjudicated Fathers  
112.90 Project Advance Sanctions  
112.91 Good Cause for Failure to Comply with Project Advance  
112.93 Individuals Exempt From Project Advance  
112.95 Project Advance Supportive Services

## SUBPART F: WORK SUPPLEMENTATION PROGRAM

## Section

112.98 Work Supplementation Program

## SUBPART G: FINANCIAL FACTORS OF ELIGIBILITY

## Section

112.100 Unearned Income  
112.101 Unearned Income of Stepparent, Parent or Legal Guardian  
112.105 Budgeting Unearned Income  
112.106 Budgeting Unearned Income of Applicants Employed On Date of Application And/or Date Of Decision  
112.107 Initial Receipt of Unearned Income  
112.108 Termination of Unearned Income  
112.110 Exempt Unearned Income  
112.115 Education Benefits  
112.120 Incentive Allowances  
112.125 Unearned Income In-Kind  
112.126 Earmarked Income  
112.127 Lump Sum Payments  
112.128 Protected Income  
112.130 Earned Income  
112.131 Earned Income Tax Credit  
112.132 Budgeting Earned Income

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- 112.133 Budgeting Earned Income of Applicants Employed On Date of Application And/Or Date Of Decision
- 112.134 Initial Employment
- 112.135 Budgeting Earned Income For Contractual Employees
- 112.136 Budgeting Earned Income For Non-Contractual School Employees
- 112.137 Termination of Employment
- 112.140 Exempt Earned Income
- 112.141 Earned Income Exemption
- 112.142 Exclusion From Earned Income Exemption
- 112.143 Recognized Employment Expenses
- 112.144 Income From Work/Study/Training Program
- 112.145 Earned Income From Self-Employment
- 112.146 Earned Income From Roomer and Boarder
- 112.147 Income From Rental Property
- 112.148 Payments from the Illinois Department of Children and Family Services
- 112.149 Earned Income In-Kind
- 112.150 Assets
- 112.151 Exempt Assets
- 112.152 Asset Disregards
- 112.153 Deferral of Consideration of Assets
- 112.154 Property Transfers
- 112.155 AFDC Income Limit

## SUBPART H: PAYMENT AMOUNTS

- 112.250 Grant Levels
- 112.251 Payment Levels in AFDC
- 112.252 Payment Levels in AFDC Group I Counties
- 112.253 Payment Levels in AFDC Group II Counties
- 112.254 Payment Levels in AFDC Group III Counties

## SUBPART I: OTHER PROVISIONS

- Section
- 112.300 Persons Who May Be Included in the Assistance Unit
- 112.301 Presumptive Eligibility
- 112.302 Monthly Reporting
- 112.303 Retrospective Budgeting
- 112.304 Budgeting Schedule
- 112.305 Strikers
- 112.306 Foster Care Program
- 112.307 Responsibility of Sponsors of Aliens
- 112.308 Special Needs Authorizations
- 112.309 Institutional Status

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## NOTICE OF PROPOSED AMENDMENT

- 112.315 Young Parent Program
- 112.320 Redetermination of Eligibility
- 112.330 Six Month Extension of Medical Assistance Due to Increased Income from Employment
- 112.331 Four Month Extension of Medical Assistance Due to Child Support Collections
- 112.332 Extension of Medical Assistance Due to Loss of Earned Income Disregard

AUTHORITY: Implementing Article IV and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 4-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 572, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981;



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peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 1, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 11, 1983; rules repealed and new rules adopted and codified at 7 Ill. Reg. 2720, effective February 28, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 11284, effective August 26, 1983; amended at 7 Ill. Reg. 13920, effective October 7, 1983; amended at 7 Ill. Reg. 15690, effective November 9, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16105; amended at 7 Ill. Reg. 17344, effective December 21, 1983; amended at 8 Ill. Reg. 213, effective December 27, 1983; emergency amendment at 8 Ill. Reg. 569, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 4176, effective March 19, 1984; amended at 8 Ill. Reg. 5207, effective April 9, 1984; amended at 8 Ill. Reg. 7226, effective May 16, 1984; amended at 8 Ill. Reg. 11391, effective June 27, 1984; amended at 8 Ill. Reg. 12333, effective June 29, 1984; amended (by adding sections being codified with no substantive

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## NOTICE OF PROPOSED AMENDMENT

change) at 8 Ill. Reg. 17894; peremptory amendment at 8 Ill. Reg. 18127, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 19889, effective October 1, 1984; amended at 8 Ill. Reg. 19983, effective October 3, 1984; emergency amendment at 8 Ill. Reg. 21666, effective October 19, 1984 for a maximum of 150 days; amended at 8 Ill. Reg. 21621, effective October 23, 1984; amended at 8 Ill. Reg. 25023, effective December 19, 1984; amended at 9 Ill. Reg. 282, effective January 1, 1985; amended at 9 Ill. Reg. 4062, effective March 15, 1985; amended at 9 Ill. Reg. 8155, effective May 17, 1985; emergency amendment at 9 Ill. Reg. 10094, effective June 19, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 12795, effective August 9, 1985; amended at 9 Ill. Reg. 15887, effective October 4, 1985; amended at 9 Ill. Reg. 16277, effective October 11, 1985; amended at 9 Ill. Reg. 17827, effective November 18, 1985; emergency amendment at 10 Ill. Reg. 354, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 1172, effective January 10, 1986; amended at 10 Ill. Reg. 3641, effective January 30, 1986; amended at 10 Ill. Reg. 4885, effective March 7, 1986; amended at 10 Ill. Reg. 8118, effective May 1, 1986; amended at 10 Ill. Reg. 10628, effective June 1, 1986; amended at 10 Ill. Reg. 11017, effective June 6, 1986; Sections 112.78 through 112.86 and 112.88 recodified to 89 Ill. Adm. Code 160 at 10 Ill. Reg. 11928; emergency amendment at 10 Ill. Reg. 12107, effective July 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 12650, effective July 14, 1986; amended at 10 Ill. Reg. 14681, effective August 29, 1986; amended at 10 Ill. Reg. 15101, effective September 5, 1986; amended at 10 Ill. Reg. 15621, effective September 19, 1986; amended at 10 Ill. Reg. 21860, effective December 12, 1986; amended at 11 Ill. Reg. 2280, effective January 16, 1987; amended at 11 Ill. Reg. 3140, effective January 30, 1987; amended at 11 Ill. Reg. 4682, effective March 6, 1987; amended at 11 Ill. Reg. 5223, effective March 11, 1987; amended at 11 Ill. Reg. 6228, effective March 20, 1987; amended at 11 Ill. Reg. 9927, effective May 15, 1987; amended at 11 Ill. Reg. 12003, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 12432, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 12908, effective July 30, 1987; emergency amendment at 11 Ill. Reg. 12935, effective August 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13625, effective August 1, 1987; amended at 11 Ill. Reg. 14755, effective August 26, 1987; amended at 11 Ill. Reg. 18679, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18781, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20114, effective December 4, 1987;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Sections 112.90 and 112.95 recodified to Sections 112.52 and 112.54 at 11 Ill. Reg. 20610; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 844, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1929, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 2126, effective January 12, 1988; SUBPARTS C, D and E recodified to SUBPARTS G, H and I at 12 Ill. Reg. 2136; amended at 12 Ill. Reg. 3487, effective January 22, 1988; amended at 12 Ill. Reg. 6159, effective March 18, 1988; amended at 12 Ill. Reg. 6694, effective March 22, 1988; amended at 12 Ill. Reg. 7336, effective May 1, 1988; amended at 12 Ill. Reg. 7673, effective April 20, 1988; amended at 12 Ill. Reg. 9032, effective May 20, 1988; amended at 12 Ill. Reg. 10481, effective June 13, 1988; amended at 12 Ill. Reg. 14172, effective August 30, 1988; amended at 12 Ill. Reg. 14669, effective September 16, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 112.5 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: APPLICATION PROCESS
- 2) Code Citation: 89 Ill. Adm. Code 110
- 3) Section Number:  
110.1 Proposed Action:  
New Section

- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, par. 1006.02).

- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 110. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

- 6) Will this proposed amendment replace an emergency amendment currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date?  
\_\_\_\_ Yes ☒ No

- 8) Does this proposed amendment contain incorporations by reference? No

- 9) Are there any other proposed amendments pending on this Part? No

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris II Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.



NOTICE OF PROPOSED AMENDMENT

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

Section

- 110.1 Incorporation By Reference
- 110.10 Application For Assistance
- 110.15 Local Office Action on Application for Public Assistance
- 110.20 Time Limitations On the Disposition On An Application
- 110.30 Approval of An Application and Initial Authorization of Financial Assistance
- 110.32 Approval of An Application and Initial Authorization of Medical Assistance (MAG)
- 110.34 Approval of An Application and Initial Authorization of Medical Assistance - No Grant (MANG)
- 110.36 Approval of An Application and Initial Authorization of General Assistance and Aid to the Medically Indigent
- 110.38 General Assistance and Aid to the Medically Indigent -- Special Approval Provisions
- 110.40 Denial of An Application

AUTHORITY: Implementing Articles III, IV, V, VI and VII authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-5 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Filed and effective December 30, 1977; emergency amendment at 2 Ill. Reg. 44, p. 167, effective October 19, 1978, for a maximum of 150 days; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 6 Ill. Reg. 8125, effective July 1, 1982; codified at 7 Ill. Reg. 5195; amended at 8 Ill. Reg. 6760, effective May 3, 1984; amended at 9 Ill. Reg. 6798, effective April 30, 1985; amended at 9 Ill. Reg. 13087, effective August 16, 1985; amended at 12 Ill. Reg. 11457, effective July 1, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 110.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## Section 110.1 Incorporation By Reference (cont'd.)

incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: ASSISTANCE STANDARDS

2) Code Citation: 89 Ill. Adm. Code 111

3) Section Number: Proposed Action:

111.1

New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02).

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporated by reference applies to 89 Ill. Adm. Code 111. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
\_\_\_\_ Yes ☒ No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers Proposed Action Illinois Register Citation

111.101 Amendment October 7, 1988  
(12 Ill. Reg. 15920)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams,



DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF PUBLIC AID

SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 111

ASSISTANCE STANDARDS

Section

111.1 Incorporation By Reference

111.10 Establishment of Assistance Standards

111.20 Computation of the Assistance Standards

111.30 Amount of Assistance Standards (Family of 1)

111.40 Amount of Assistance Standards (Family of 2)

111.50 Amount of Assistance Standards (Family of 3)

111.60 Amount of Assistance Standards (Family of 4)

111.70 Amount of Assistance Standards (Family of 5)

111.80 Amount of Assistance Standards (Family of 6)

111.90 Amount of Assistance Standards (Family of 7 thru 18)

111.100 Amount of Assistance Standards (Child-Only Cases) (Repealed)

111.101 Current Assistance Standards

111.110 Adjustments Following Court Orders

AUTHORITY: Implementing Articles III, IV and VI and authorized by Sections 12-4.11 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 19851987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq. 12-4.11 and 12-13).

SOURCE: Filed and effective December 30, 1977; codified at 7 Ill. Reg. 907; amended at 8 Ill. Reg. 223, effective December 27, 1983; amended at 9 Ill. Reg. 295, effective January 1, 1985; amended at 10 Ill. Reg. 1920, effective January 17, 1986; amended at 11 Ill. Reg. 2297, effective January 16, 1987; amended at 12 Ill. Reg. 871, effective January 1, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 111.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Counseling and Litigation, Illinois Department of Public Aid, 100 South Grand Avenue East, Third Floor, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: CHILD SUPPORT ENFORCEMENT

2) Code Citation: 89 Ill. Adm. Code 160

3) Section Number: Proposed Action:

160.70 Amendment

4) Statutory Authority: Sections 10-17.3 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 10-17.3 and 12-13)

5) A Complete Description of the Subjects and Issues Involved: The Department is modifying its rule on interception of tax refunds as a means of collecting unpaid child support to reflect its current practice of staying the submittal of the past-due amount of child support to the Internal Revenue Service for the interception of the absent parent's Federal tax refund if the absent parent timely requests a redetermination of his or her account.

6) Will this proposed amendment replace an emergency amendment currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this part? Yes

Section Numbers Proposed Action Illinois Register Citation  
160.1 Amendment December 9, 1988  
(12 Ill. Reg. 13899)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Office of Counseling and Litigation, Illinois Department of

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Public Aid, 100 South Grand Avenue East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment is identical to the text of the Emergency Amendment which appears in this issue of the Register on page 20837.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: COLLECTIONS AND RECOVERIES

2) Code Citation: 89 Ill. Adm. Code 165

3) Section Number: Proposed Action:  
165.1 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 165. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
165.70	Amendment	June 17, 1988 (12 Ill. Reg. 10343)
165.100	Amendment	June 17, 1988 (12 Ill. Reg. 10343)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Fl., Springfield, Illinois 62762, (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

PART 165  
COLLECTIONS AND RECOVERIES

SUBPART A: GENERAL OVERPAYMENT PROVISIONS

Section  
165.1 Incorporation By Reference  
165.10 Overpayments  
165.20 Determination of Financial Assistance Overpayments  
165.30 Types of Food Stamp Overpayment Claims  
165.40 Determination of Food Stamp Overpayments  
165.42 Establishment of Claims for Food Stamp Overpayments  
165.50 Suspension and Termination of Food Stamp Claims

SUBPART B: COLLECTION OF FINANCIAL ASSISTANCE  
OVERPAYMENTS FROM CURRENT CASES

Section  
165.70 Recoupment of Overpayments from Current Aid to Families with Dependent Children (AFDC), Aid to the Aged, Blind or Disabled (AABD) and General Assistance (GA) Cases

SUBPART C: COLLECTION OF FOOD STAMP OVERPAYMENTS FROM  
CURRENTLY PARTICIPATING HOUSEHOLDS

Section  
165.80 Initiating Collection from Currently Participating Households  
165.82 Methods of Food Stamp Claim Repayment  
165.84 Determination of Monthly Allotment Reductions  
165.86 Failure to Respond to Initial Demand Letter  
165.88 Failure to Comply with Repayment Schedule

SUBPART D: COLLECTION OF OVERPAYMENTS FROM NON-RECIPIENTS

Section  
165.100 Collection of Overpayments from Persons Not Receiving Financial Assistance or Food Stamps  
165.102 Demand for Repayment  
165.104 Methods of Involuntary Repayment  
165.106 Effect of Return to Active Assistance Status

SOURCE: Recodified from 89 Ill. Adm. Code 102.100 and 102.110 and 89 Ill. Adm. Code 121.200 through 121.208 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 10604, effective May 29, 1987; amended at 12 Ill. Reg. 18192, effective November 4, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART A: GENERAL OVERPAYMENT PROVISIONS

Section 165.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



DEPARTMENT OF PUBLIC AID  
NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: CRISIS ASSISTANCE
- 2) Code Citation: 89 Ill. Adm. Code 116
- 3) Section Number: Proposed Action:  
116.10 New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)
- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 116. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No  
Yes ☒ No ☐
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg. II, 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

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NOTICE OF PROPOSED AMENDMENT

- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 116  
CRISIS ASSISTANCE

Section  
116.10 Incorporation By Reference  
116.400 Crisis Assistance Programs  
116.500 Special Assistance Program  
116.510 Emergency Assistance Program  
116.520 Hardship Program

AUTHORITY: Implementing Articles III, IV and VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq. and 12-13).

SOURCE: Filed and effective December 30, 1977; amended at 4 Ill. Reg. 13, p. 1287, effective March 17, 1980; amended at 5 Ill. Reg. 12722, effective October 28, 1981; codified at 7 Ill. Reg. 5195; emergency amendment at 9 Ill. Reg. 18154, effective November 15, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 11027, effective June 11, 1986; amended at 11 Ill. Reg. 6487 effective March 17, 1987; amended at 12 Ill. Reg. 14207, effective August 30, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 116.10 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: FOOD STAMPS
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3) Section Number: Proposed Action:  
121.135 New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02).
- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 121. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue, East, 3rd Floor, Springfield, Illinois 62762, (217) 782-1233. The Department will consider all



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Written comments it receives within 30 days of the date of publication of this notice.

- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121  
FOOD STAMPS

## SUBPART A: APPLICATION PROCEDURES

## Section

121.1  
121.2  
121.3  
121.4  
121.5  
121.6  
121.7

Application for Assistance  
Time Limitations on the Disposition of an Application  
Approval of an Application and Initial Authorization of Assistance  
Denial of an Application  
Client Cooperation  
Emergency Assistance  
Expedited Services

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

121.19  
121.20  
121.21  
121.22  
121.23  
121.24  
121.25  
121.26  
121.27  
121.28  
121.29

Ending a Voluntary Quit Disqualification  
Citizenship  
Residence  
Social Security Numbers  
Work Registration/Participation Requirements  
Individuals Exempt From Work Registration Requirements  
Failure to Comply  
Period of Disqualification  
Voluntary Job Quit  
Good Cause for Voluntary Job Quit  
Exemptions from Voluntary Quit Rule

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

## Section

121.30  
121.31  
121.32  
121.33  
121.34  
121.40  
121.41  
121.50  
121.51  
121.52

Unearned Income  
Exempt Unearned Income  
Education Benefits  
Unearned Income In-Kind  
Lump Sum Payments and Income Tax Refunds  
Earned Income  
Budgeting Earned Income  
Exempt Earned Income  
Income from Work/Study/Training Programs  
Earned Income from Roomer and Boarder

NOTICE OF PROPOSED AMENDMENT

Section  
121.53  
121.54  
121.55  
121.57  
121.58  
121.59

Income From Rental Property  
Earned Income In-Kind  
Sponsors of Aliens  
Assets  
Exempt Assets  
Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

Section  
121.60  
121.61  
121.62  
121.63  
121.64

Net Monthly Income Eligibility Standards  
Gross Monthly Income Eligibility Standards  
Income Which Must Be Annualized  
Deductions From Monthly Income  
Coupon Allotment

SUBPART E: HOUSEHOLD CONCEPT

Section  
121.70  
121.71  
121.72  
121.73  
121.74  
121.75

Persons Who May Be Included in the Assistance Unit  
Living Arrangement  
Nonhousehold Members  
Ineligible Household Members  
Strikers  
Students

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

Section  
121.80  
121.81  
121.82  
121.83  
121.84  
121.85  
121.90  
121.91  
121.92  
121.93  
121.94  
121.95  
121.96  
121.97  
121.98  
121.120

Fraud Disqualification (Renumbered)  
Initiation of Administrative Fraud Hearing (Repealed)  
Definition of Fraud (Renumbered)  
Notification To Applicant Households (Renumbered)  
Disqualification Upon Finding of Fraud (Renumbered)  
Court Imposed Disqualification (Renumbered)  
Monthly Reporting and Retrospective Budgeting  
Monthly Reporting  
Retrospective Budgeting  
Direct Mail Issuance of Food Stamp Coupons  
Replacement of Food Stamp Coupons or ATP Documents  
Restoration of Lost Benefits  
Uses For Food Coupons  
Supplemental Payments  
Food Stamp Simplified Application Demonstration  
Project (Repealed)  
Recertification of Eligibility

NOTICE OF PROPOSED AMENDMENT

Section  
121.130  
121.135  
121.140

Residents of Shelters for Battered Women and their Children  
Incorporation By Reference  
Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section  
121.150  
121.151  
121.152  
121.153  
121.154

Definition of Intentional Violations of the Program  
Penalties for Intentional Violations of the Program  
Notification To Applicant Households  
Disqualification Upon Finding of Intentional Violation of the Program  
Court Imposed Disqualification

SUBPART H: CLAIMS FOR OVERISSUANCES OF FOOD STAMP BENEFITS

Section  
121.200  
121.201  
121.202  
121.203  
121.204  
121.205  
121.206  
121.207  
121.208

Types of Claims (Recodified)  
Establishing a Claim for Intentional Violation of the Program (Recodified)  
Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)  
Collecting Claim Against Households (Recodified)  
Failure to Respond to Initial Demand Letter (Recodified)  
Methods of Repayment of Food Stamp Claims (Recodified)  
Determination of Monthly Allotment Reductions (Recodified)  
Failure to Make Payment in Accordance with Repayment Schedule (Recodified)  
Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 12-4.4 through 12-4.6 and 12-3).

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875 effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399 effective August 18, 1979; amended at Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 32 Ill. Reg. 46, p. 36,



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1; effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amended at 4 Ill. Reg. 29, p. 294, effective July 8, 1980 for maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134; effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983, peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889,

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10621, 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 121.135 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 121.135 Incorporation By Reference (Cont'd)

incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: GENERAL ADMINISTRATIVE PROVISIONS

2) Code Citation: 89 Ill. Adm. Code 101

3) Section Number: Proposed Action:

101.1

New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02).

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporated by reference applies to 89 Ill. Adm. Code 101. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?

Yes No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, 100 South Grand Avenue East, Third Floor, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER a: GENERAL PROVISIONS

## PART 101

## GENERAL ADMINISTRATIVE PROVISIONS

## Section

## Incorporation By Reference

101.1 Applicability

101.10 Definitions

101.20 Assistance Programs

101.30 Assistance Program Restrictions

101.40

**AUTHORITY:** Implementing Articles I and II and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 19811987, ch. 23, pars. 1-1 et seq., 2-1 et seq. and 12-13).

**SOURCE:** Filed and effective December 30, 1977; emergency amendment at 2 Ill. Reg. 5, p. 194, effective January 23, 1978, for a maximum of 150 days; emergency amendment at 2 Ill. Reg. 19, p. 108, effective May 1, 1978, for maximum of 150 days; amended at 2 Ill. Reg. 25, p. 50, effective June 24, 1978; amended at 2 Ill. Reg. 33, p. 27, effective August 17, 1978; amended at 3 Ill. Reg. 43, p. 196, effective October 15, 1979; emergency amendment at 4 Ill. Reg. 1, p. 78, effective January 1, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 23, p. 80, effective May 23, 1980; amended at 5 Ill. Reg. 1369, effective January 29, 1981; peremptory amendments at 5 Ill. Reg. 10072, 10076, and 10079 effective October 1, 1981; amended at 5 Ill. Reg. 12728, effective November 1, 1981; codified at 7 Ill. Reg. 5195; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 101.1

## Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

GENERAL ASSISTANCE

- 1) The Heading of the Part: GENERAL ASSISTANCE
- 2) Code Citation: 89 Ill. Adm. Code 114
- 3) Section Number: 114.5  
Proposed Action: New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)
- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 114. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
114.127	Amendment	September 23, 1988 (12 Ill. Reg. 14996)
114.128	Amendment	November 4, 1988 (12 Ill. Reg. 17621)
114.351	Amendment	October 7, 1988 (12 Ill. Reg. 15924)
114.352	Amendment	October 7, 1988 (12 Ill. Reg. 15924)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- Section Numbers Proposed Action Illinois Register Citation
- 114.353 Amendment October 7, 1988  
(12 Ill. Reg. 15924)
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.
- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:



DEPARTMENT OF PUBLIC AID  
NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 114  
GENERAL ASSISTANCE

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Client Cooperation  
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Social Security Numbers  
Work Registration Requirements  
Individuals Exempt From Work Registration Requirements  
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Responsibility to Seek Employment  
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Project Advance Participation Requirements of  
Adjudicated Fathers  
Project Advance Cooperation Requirements of  
Adjudicated Fathers  
Project Advance Sanctions  
Project Advance Good Cause for Failure to Comply  
Individuals Exempt From Project Advance  
Project Advance Supportive Services

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Employment, Training, Rehabilitation, and Advocacy for  
General Assistance Programs Administered by the  
Illinois Department of Public Aid  
Persons Required to Participate in Employment and  
Training  
Advocacy Program for Persons Who Have Applied for  
Supplemental Security Income (SSI) Under Title XVI of  
the Social Security Act  
Persons in Need of Work Rehabilitative Services (WRS)  
to Become Employable  
Employment and Training Participation/Cooperation  
Requirements  
Employment and Training Program Orientation  
Employment and Training Program Full Assessment  
Process/Development of an Employment Plan  
Employment and Training Program Components  
Employment and Training Sanctions  
Good Cause For Failure to Cooperate With Work and  
Training Participation Requirements  
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Unearned Income  
Budgeting Unearned Income  
Budgeting Unearned Income of Applicants Receiving  
Income On Date of Application And/Or Date of Decision  
Initial Receipt of Unearned Income  
Termination of Unearned Income  
Exempt Unearned Income  
Education Benefits  
Unearned Income In-Kind  
Earmarked Income  
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Budgeting Earned Income  
Budgeting Earned Income of Applicants Receiving Income  
On Date of Application And/Or Date of Decision  
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114.245 Payments from the Illinois Department of Children and Family Services  
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114.250 Assets  
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114.350 Payment Levels for General Assistance  
114.351 Payment Levels in Group I Counties  
114.352 Payment Levels in Group II Counties  
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Section  
114.400 Persons Who May Be Included In the Assistance Unit  
114.401 Eligibility of Strikers  
114.402 Special Needs Authorizations  
114.403 Institutional Status  
114.404 Retrospective Budgeting  
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114.420 Redetermination of Eligibility  
114.430 Six Month Extension of Medical Assistance Due to Increased Income From Employment

AUTHORITY: Implementing Article VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 6-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5,

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NOTICE OF PROPOSED AMENDMENT

1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January



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14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 7, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9909, effective August 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 16107; amended at 7 Ill. Reg. 16408, effective November 30, 1983; amended at 7 Ill. Reg. 16652, effective December 1, 1983; amended at 8 Ill. Reg. 243, effective December 27, 1983; amended at 8 Ill. Reg. 5233, effective April 9, 1984; amended at 8 Ill. Reg. 6764, effective April 27, 1984; amended at 8 Ill. Reg. 11435, effective June 27, 1984; amended at 8 Ill. Reg. 13319, effective July 16, 1984; amended at 8 Ill. Reg. 16237, effective August 24, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17896; amended at 9 Ill. Reg. 314, effective January 1, 1985; emergency amendment at 9 Ill. Reg. 823, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9557, effective June 5, 1985; amended at 9 Ill. Reg. 10764, effective July 5, 1985; amended at 9 Ill. Reg. 15800, effective October 16, 1985; amended at 10 Ill. Reg. 1924, effective January 17, 1986; amended at 10 Ill. Reg. 3660, effective January 30, 1986; emergency amendment at 10 Ill. Reg. 4646, effective February 3, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 4896, effective March 7, 1986; amended at 10 Ill. Reg. 10681, effective June 3, 1986; amended at 10 Ill. Reg. 11041, effective June 5, 1986; amended at 10 Ill. Reg. 12667, effective July 14, 1986; amended at 10 Ill. Reg. 15118, effective September 5, 1986; amended at 10 Ill. Reg. 15640, effective September 19, 1986; amended at 10 Ill. Reg. 19079, effective October 24, 1986; amended at 11 Ill. Reg. 2307, effective January 16, 1987; amended at 11 Ill. Reg.

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5297, effective March 11, 1987; amended at 11 Ill. Reg. 6238, effective March 20, 1987; emergency amendment at 11 Ill. Reg. 12449, effective July 10, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 12948, effective August 1, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 18311, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 18689, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18791, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20129, effective December 4, 1987; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 889, effective January 1, 1988; SUBPARTS C, D and E reclassified to SUBPARTS E, F and G at 12 Ill. Reg. 2147; Section 114.110 reclassified to Section 114.52 at 12 Ill. Reg. 2984; amended at 12 Ill. Reg. 6170, effective January 22, 1988; amended at 12 Ill. Reg. 6719, effective March 22, 1988; amended at 12 Ill. Reg. 9108, effective May 20, 1988; amended at 12 Ill. Reg. 9699, effective May 24, 1988; amended at 12 Ill. Reg. 9940, effective May 31, 1988; amended at 12 Ill. Reg. 11474, effective June 30, 1988; amended at 12 Ill. Reg. 14255, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 14364, effective September 1, 1988, for a maximum of 150 days; amendment a 12 Ill. Reg. 16729, effective September 30, 1988; amended at 12 Ill. Reg. 20171, effective November 28, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 114.5 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

2) Code Citation: 89 Ill. Adm. Code 120

11) Time, Place, and Manner in which interested persons may

3) Section Number:

comment on this proposed rulemaking: Any interested

120.1

Proposed Action:

parties may submit comments, data, views, or arguments

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02).

concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 South Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 120. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?

Yes ☐ No ☒

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.10	Amendment	March 4, 1988 (12 Ill. Reg. 4463)
120.40	Amendment	November 4, 1988 (12 Ill. Reg. 17633)
120.60	Amendment	March 4, 1988 (12 Ill. Reg. 4463)
120.382	Amendment	October 7, 1988 (12 Ill. Reg. 15938)



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## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

## TITLE 89: SOCIAL SERVICES

## CHAPTER I: DEPARTMENT OF PUBLIC AID

## SUBCHAPTER b: ASSISTANCE PROGRAMS

## Supplementary Medical Insurance Benefits, Buy-In Program

## PART 120

## SUBPART E: RECIPIENT RESTRICTION REVIEW

## MEDICAL ASSISTANCE PROGRAMS

Section  
120.80

## SUBPART A: GENERAL PROVISIONS

## Recipient Restriction Program

Section  
120.1

## Incorporation By Reference

## SUBPART B: ASSISTANCE STANDARDS

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120.10  
120.11

Eligibility For Medical Assistance  
Eligibility For Medical Assistance For Pregnant Women  
and Infants Under Age One Year Who Do Not Qualify As  
Mandatory Categorically Needy

120.20  
120.30  
120.31  
120.40  
120.50

MANG(AABD) Income Standard  
MANG(C) Income Standard  
MANG(P) Income Standard  
Exceptions To Use Of MANG Income Standard  
AMI Income Standard

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section  
120.60

All Cases Other Than Intermediate Care, Skilled  
Nursing Care, DMHDD, DMHDD Approved Community Based  
Settings and Pregnant Women and Infants Under Age One  
Year Who Do Not Qualify As Mandatory Categorically  
Needy

120.61  
120.62

Cases in Intermediate Care, Skilled Nursing Care and  
DMHDD - MANG(AABD) and MANG(C)  
Department of Mental Health and Developmental  
Disabilities (DMHDD) Approved Home and Community Based  
Residential Settings Under 89 Ill. Adm. Code 140.643  
Department of Mental Health and Developmental  
Disabilities (DMHDD) Approved Home and Community Based  
Residential Settings

120.64

Pregnant Women and Infants Under Age One Year Who Do  
Not Qualify As Mandatory Categorically Needy

## SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

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120.280  
120.281

Assets  
Exempt Assets

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

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120.282	Deferral of Consideration of Assets
120.283	Property Transfers
120.285	Persons Who May Be Included in the Assistance Unit
120.290	Payment Levels for AMI
120.295	
SUBPART H: MEDICAL ASSISTANCE - NO GRANT	
Section	Client Cooperation
120.308	Caretaker Relative
120.309	Citizenship
120.310	Residence
120.311	Age
120.312	Blind
120.313	Disabled
120.314	Relationship
120.315	Living Arrangements
120.316	Supplemental Payments
120.317	Institutional Status
120.318	Assignment of Rights to Medical Support and Collection
120.319	of Payment
120.320	Cooperation in Establishing Paternity and Obtaining Medical Support
120.321	Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.322	Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.323	Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324	Foster Care Program
120.325	Social Security Numbers
120.330	Unearned Income
120.332	Budgeting Unearned Income
120.335	Exempt Unearned Income
120.336	Education Benefits
120.338	Incentive Allowance
120.340	Unearned Income In-Kind
120.342	Court Ordered Child Support Payments of Parent/Step-Parent
120.345	Earned Income
120.350	Lump Sum Payments and Income Tax Refunds
120.355	Protected Income
120.360	Earned Income
120.361	Budgeting Earned Income
120.362	Exempt Earned Income

Section	Earned Income Exemption
120.364	Exclusion From Earned Income Exemption
120.366	Recognized Employment Expenses
120.370	Income From Work/Study/Training Programs
120.371	Earned Income From Self-Employment
120.372	Earned Income From Roomer and Boarder
120.373	Earned Income In Kind
120.375	Payments from the Illinois Department of Children and Family Services
120.376	Assets
120.380	Exempt Assets
120.381	Asset Disregard
120.382	Deferral of Consideration of Assets
120.383	Property Transfers
120.385	Persons Who May Be Included In the Assistance Unit
120.390	Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Infants Under Age One Year
120.391	Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
120.392	Payment Levels for MANG
120.395	Redetermination of Eligibility
120.399	

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill.



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## NOTICE OF PROPOSED AMENDMENT

Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective June 2, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 3033, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835,

effective July 22, 1988; emergency amendment at 12 Ill. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867 effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 12 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

SUBPART A: GENERAL PROVISIONS

Section 120.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers: Proposed Action:

140.20 Amendment

140.400 Amendment

140.435 New Section

140.436 New Section
- 4) Statutory Authority: Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5 and 12-13)
- 5) A Complete Description of the Subjects and Issues Involved:

89 Ill. Adm. Code 140.20

This amendment specifies that claims for payment by medical providers must be submitted to the Department no later than 12 months from the date on which the goods or services were provided. The Department expects to adopt this rule by July 1, 1989. The Department anticipates no significant economic impact on medical providers.

89 Ill. Adm. Code 140.400, 140.435 and 140.436

These amendments allow payment for nurse-midwife services. The amendments specify the requirements for payment of such services.

The Department expects to adopt these amendments by May 1, 1989. The Department anticipates that these amendments will result in an economic benefit for nurse-midwives.

6) Will these proposed amendments replace emergency amendments currently in effect? No

7) Do these rulemakings contain an automatic repeal date? Yes ☒ No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.19	Amendment	August 12, 1988 (12 Ill. Reg. 12976)
140.100	Amendment	October 14, 1988 (12 Ill. Reg. 16421)
140.110	New Section	July 15, 1988 (12 Ill. Reg. 11701)
140.350	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.362	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.363	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.364	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.367	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.369	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.370	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.372	Amendment	April 1, 1988 (12 Ill. Reg. 5958)
140.373	Repealed	April 1, 1988 (12 Ill. Reg. 5958)
140.376	Repealed	April 1, 1988 (12 Ill. Reg. 5958)
140.390	Amendment	November 4, 1988 (12 Ill. Reg. 17643)
140.392	Amendment	November 4, 1988 (12 Ill. Reg. 17643)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.394	Amendment	November 4, 1988 (12 Ill. Reg. 17643)
140.400	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.441	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.443	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.445	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.447	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.512	Amendment	July 22, 1988 (12 Ill. Reg. 11995)
140.525	Amendment	October 28, 1988 (12 Ill. Reg. 17172)
140.642	Amendment	November 28, 1988 (12 Ill. Reg. 19613)
140.896	New Section	July 15, 1988 (12 Ill. Reg. 11701)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Thomas D. Toberman, Division of Medical Programs, Illinois Department of Public Aid, Prescott E. Bloom Building, 201 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762, (217) 524-7335. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: December 5, 1988

B) Types of small businesses affected:

89 Ill. Adm. Code 140.20

Medical providers

89 Ill. Adm. Code 140.400, 140.435 and 140.436

Nurses

C) Reporting, bookkeeping or other procedures required for compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140  
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section

140.1

Incorporation By Reference

140.2

Medical Assistance Programs

140.3

Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)

140.4

Covered Medical Services Under GA and AMI

140.5

Medical Services Not Covered

140.6

Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Under Age One Year

140.7

Medical Assistance For Qualified Severely Impaired Individuals

140.8

Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy

140.9

Medical Assistance Provided to Incarcerated Persons

140.10

SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

Section

140.11

Enrollment Conditions for Medical Providers

140.12

Participation Requirements for Medical Providers

140.13

Definitions

140.14

Denial of Application to Participate in the Medical Assistance Program

140.15

Recovery of Money

140.16

Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program

140.17

Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program



## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

## NOTICE OF PROPOSED AMENDMENTS

Section  
140.18 Effect of Termination on Individuals Associated with Vendor  
140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barrng  
140.20 Submittal of Claims  
140.22 Magnetic Tape Billings  
140.23 Payment of Claims  
140.24 Payment Procedures  
140.25 Overpayment or Underpayment of Claims  
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140.27 Assignment of Vendor Payments  
140.28 Record Requirements for Medical Providers  
140.30 Audits  
140.35 False Reporting and Other Fraudulent Activities  
140.40 Prior Approval for Medical Services or Items  
140.41 Prior Approval in Cases of Emergency  
140.42 Limitation on Prior Approval  
140.71 Drug Manual (Recodified)  
140.72 Drug Manual (Recodified)  
140.73 Drug Manual Update (Recodified)

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Section  
140.94 Hospital Services  
140.95 Participation  
140.96 General Requirements  
140.97 Special Requirements  
140.98 Covered Hospital Services  
140.99 Hospital Services Not Covered  
140.100 Limitation On Hospital Services  
140.101 Transplants  
140.102 Heart Transplants  
140.103 Liver Transplants  
140.104 Bone Marrow Transplants  
140.116 Payment for Inpatient Services for GA  
140.117 Hospital Outpatient and Clinic Services  
140.200 Payment for Hospital Services During Fiscal Year 1982  
140.201 Payment for Hospital Services After June 30, 1982 (Repealed)  
140.202 Payment for Hospital Services During Fiscal Year 1983  
140.203 Limits on Length of Stay by Diagnosis  
140.300 Payment for pre-operative Days and Services Which Can Be Performed in an Outpatient Setting  
140.350 Copayments  
140.360 Payment Methodology

Section  
140.361 Non-Participating Hospitals  
140.362 Pre July 1, 1984 Services  
140.363 Post July 1, 1984 Services  
140.364 Utilization Allocation  
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140.366 Restructuring Adjustment  
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140.369 Groupings  
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140.396 Rate Appeals for Subacute Alcoholism and Substance Abuse Services  
140.398 Hearings

## SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

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140.400 Payment to Practitioners, Nurses and Laboratories  
140.410 Physicians' Services  
140.411 Covered Services By Physicians  
140.412 Services Not Covered By Physicians  
140.413 Limitation on Physician Services  
140.414 Requirements for prescriptions and Dispensing of Pharmacy Items - Physicians  
140.416 Eye Care Services and Materials  
140.417 Limitations on Eye Care  
140.420 Dental Services  
140.421 Limitations on Dental Services  
140.422 Requirements for Prescriptions and Dispensing of Pharmacy Items - Dentists  
140.425 Podiatry Services  
140.426 Limitations on Podiatry Services  
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## DEPARTMENT OF PUBLIC AID

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140.429	Limitations on Chiropractic Services
140.430	Independent Laboratory Services
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## NOTICE OF PROPOSED AMENDMENTS

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140.526	Quality Incentive Standards and Criteria for the Quality Incentive Program (QUIP)
140.527	Quality Incentive Survey
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

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## DEPARTMENT OF PUBLIC AID

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140.904	Times and Staff Levels (Repealed)
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

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140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
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AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June



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## NOTICE OF PROPOSED AMENDMENTS

27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.913, effective April 1, 1988; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 140.20 Submittal of Claims

a) When claims for payment are submitted to the Department, providers shall:

- 1) Use Department designated billing forms for submittal of charges, and
- 2) Certify that
  - A) They have personally rendered the services and provided the items for which charges are being made,
  - B) Payment has not been received, or that only partial payment has been received,
  - C) The charge made for each item constitutes the complete charge,

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

## Section 140.20 Submittal of Claims (Cont'd)

- D) They have not, and will not, accept additional payment for any item from any person or persons, and
- E) They will not make additional charges to, nor accept additional payment from, any persons if the charges they present are reduced by the Department to conform to Department standards.
- b) 1) All billing statements shall contain a certification statement which must remain unaltered, and must be legibly signed and dated in ink by the provider or his authorized representative. A rubber stamp or facsimile signature is not acceptable.
- 2) An "authorized representative" may only be a trusted employee over whom the provider has direct supervision on a daily basis and who is personally responsible on a daily basis to the provider. Such representative must be specifically designated and must sign the provider's name and his own initials on each certification statement.

- c) To be eligible for payment consideration, a provider's vendor-payment claim or bill, either as an initial or resubmitted claim following prior rejection, must be received by the Department, or its fiscal intermediary, no later than six (6) twelve (12) months from the date on which medical goods or services are provided. Exceptions to this requirement will be permitted only in the following circumstances:

- 1) The Department has received the patient's Medical Assistance application but approval of the application has not been issued as of the date of service. In such a case, the claim must be received not later than six (6) months following the date of the Department's notice of decision approving the patient's application.
- 2) The patient did not inform the provider of his/her eligibility for Medical Assistance. In such a case, the claim must be received not later than twelve (12) months following the date of

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

## Section 140.20 Submittal of Claims (Cont'd)

service but will be considered for payment only if there is attached to the claim a copy of the provider's dated private pay bill or collection correspondence which was addressed and mailed to the patient within six (6) months following the date of service.

- 3) A third-party billing was made within six (6) months following the date of service and the third party did not adjudicate such billing in sufficient time to allow for the provider's timely submittal of the remaining charges to the Department. In such a case, a claim for the remaining charges must be received by the Department not later than six (6) months from the date of final adjudication by the third party.
- a) A claim may be resubmitted to the Department in instances in which the initial claim was submitted on a timely basis under this rule and the claim:
- 1) A) Has been reported by the Department on the Remittance Advice as being rejected for payment and the condition that caused the rejection can be and is corrected.
- B) In such a case, the resubmitted claim must be received by the Department not later than twelve (12) months following the date of service or its applicable twelve (12) months following the date of the Department notice of decision on an application or twelve (12) months following the date of third party final adjudication.
- 2) A) Has never been reported by the Department on a Remittance Advice as being paid, suspended or rejected, and the provider made written inquiry to the Department within 6 months of the date of service relative to the status of the specifically described unreported claim.
- B) In such a case, a resubmitted claim must be received not later than twelve (12) months from the date of service and will be considered for payment only if there is



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## Section 140.20 Submittal of Claims (Cont'd)

attached to the claim a copy of the provider's dated letter of inquiry to the Department regarding the status of the previously submitted, unreported claim.

- ed) Claims which are not submitted and received in compliance with the foregoing requirements will not be eligible for payment under the Department's Medical Assistance Program, and the State shall have no liability for payment thereof.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

## Section 140.400 Payment to Practitioners, Nurses and Laboratories

- a) This Section applies to physicians, dentists, optometrists, podiatrists, chiropractors and independent laboratories.

- 1) Practitioners, nurses and independent laboratories are required to bill the Medical Assistance Program at the same rate they charge patients paying their own bills and patients covered by other third party payors.

- 2) A practitioner or nurse may bill only for services he personally provides or which are provided under his direct supervision in his office by his staff. A practitioner may not bill for services provided by another practitioner even though he may be in the employ of the other.

- 3) Payment will be made only in practitioner's or nurse's name or Department approved alternate payee.

- 2+4) Payments will be made according to a schedule of State-wide pricing screens established by the Department of Public Aid. (Exception: a nurse midwife will be reimbursed for covered services at 70% of the established screen.) The pricing screens are to be established based on

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

## Section 140.400 Payment to Practitioners, Nurses and Laboratories (Cont'd)

consideration of the market value of the service. In considering the market value, the Department will examine the costs of operations and material. Input from advisory groups designated by statute, generally recognized provider interest groups and the general public will be taken into consideration in determining the allocation of available funds to rate adjustments. Increases in rates are contingent upon funds appropriated by the General Assembly. Reductions or increases may be affected by changes in the market place or changes in funding available for the Medical Assistance Program. Screens will be related to the average State-wide charge. The upper limit for services shall not exceed the lowest Medicare charge levels.

- b) The Department will distribute (initially and upon revision of the amounts) to practitioners, nurse and laboratories the maximum allowable amounts for the most commonly billed procedures codes. Interested individuals may request a copy of the maximum allowable amounts from the Department by directing the request to the Bureau of Non-Institutional-Provider Services, 931-East-Washington, Medical Practitioner Services, Prescott E. Bloom Building, 201 South Grand Avenue East, Springfield, Illinois 62763-0001. In addition, a participating individual practitioner may request the maximum allowable amounts for less commonly billed specific procedures that relate to the individual's practice. This request must be in writing and identify specific procedure code(s) and associated descriptions.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.435 Nurse Services

- a) Payment for nurse services shall be made only to licensed nurses. Payment for nurse midwife services shall be made only to a registered professional nurse (R.N.) who holds a valid Illinois (or State of practice) license and is legally authorized under State law or regulation to practice as a nurse-midwife

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

Section 140.435 Nurse Services (Cont'd)

and has completed a program of study and clinical experience for nurse-midwives accredited/approved by the American College of Nurse-Midwives. Additionally, for a safe mechanism of obtaining medical consultation, collaboration and referral, a nurse-midwife must have and maintain a current agreement with a physician licensed to practice medicine in all its branches who has hospital delivery privileges. A copy of this signed agreement must be on file with the Department. If the nurse-midwife's State of practice does not specify a program of study and clinical experience that must be completed to practice in that State, then the nurse-midwife must be currently certified as a nurse-midwife by the American College of Nurse-Midwives.

b) Payment shall be made for nurse services specified below.

1) In-Home Nursing Services2) Private duty nursing services

c) Payment shall be made for nurse midwife services for the management and care of women through the maternity cycle including the six weeks postpartum checkup and the management and care of newborn babies up to six weeks following delivery.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 140.436 Limitations on Nurse Services

The following limitations apply to nurse and nurse-midwifery services:

a) Prior approval is required for:1) In-home nursing services2) Private duty nursing services

The decision to deny or approve a request will be made within 21 days of the date the request is received and all necessary information is received.

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Section 140.436 Limitations on Nurse Services (Cont'd)

b) Payment shall be made for in-home nursing services only when there is no Medicare certified home health agency available to provide the needed services and the cost of the in-home care is less than alternate care in a group care facility.

c) In-home and private duty nursing services and nurse-midwifery services provided to recipients of General Assistance and Aid to the Medically Indigent (categories 07 and 97) or the Migrant Medical Program (category 97) are not reimbursable.

d) The following will not be reimbursed:

1) Nursing services provided in the role of Physician Assistant or Nurse Practitioner.

2) Mileage to and from place of service.

3) Provision of equipment and supplies.

4) X-rays, except for ultrasounds of the pregnant uterus.

5) Amniocentesis.

6) Consultations between nurse-midwives or between nurse-midwife and a physician.

7) Services not specified in the Nurse Handbook.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



DEPARTMENT OF PUBLIC AID  
NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: REFUGEE/ENTRANT/REPATRIATE PROGRAM
- 2) Code Citation: 89 Ill. Adm. Code 115
- 3) Section Number: Proposed Action:  
115.1 New Section
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)
- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 115. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

NOTICE OF PROPOSED AMENDMENT

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

NOTICE OF PROPOSED AMENDMENT

Section 115.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS  
PART 115  
REFUGEE/ENTRANT/REPATRIATE PROGRAM

- Section  
115.1 Incorporation By Reference  
115.10 General Provisions  
115.20 The Cuban Phasedown Program  
115.30 The Refugee Resettlement Program  
115.32 Refugee Resettlement Program: Application for Assistance  
115.33 Refugee Resettlement Program: Furnishing of Social Security Numbers (SSN)  
115.34 Refugee Resettlement Program: Work Registration/Participation Requirements  
115.36 Refugee Resettlement Program: Individuals Exempt From Mandatory Work Registration/Participation Requirements  
115.37 Refugee Resettlement Program: Counseling (Repealed)  
115.38 Refugee Resettlement Program: Sanctions for Failure to Cooperate With Work Requirements  
115.39 Refugee Resettlement Program: Good Cause For Failure to Cooperate  
115.40 The Cuban/Haitian/Entrant Program (Status Pending)  
115.50 The Repatriate Program  
115.60 Special Provisions Relating to Parolees

AUTHORITY: Implementing and authorized by Sections 12-4.5, 12-4.6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1981, ch. 23, pars. 12-4.5, 12-4.6 and 12-13).

SOURCE: Filed and effective December 30, 1977; emergency amendment at 2 Ill. Reg. 28, p. 2, effective June 1, 1978 for a maximum of 150 days, amended at 2 Ill. Reg. 48, p. 60, effective November 25, 1978; amended at 5 Ill. Reg. 2786, effective March 3, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 6 Ill. Reg. 11921, effective September 21, 1982, codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 16109, effective November 22, 1983; amended at 8 Ill. Reg. 6804, effective May 3, 1984; amended at 9 Ill. Reg. 2296, effective February 5, 1985; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.



DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: RELATED PROGRAM PROVISIONS
- 2) Code Citation: 89 Ill. Adm. Code 117
- 3) Section Number: Proposed Action: New Section 117.1
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)
- 5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 117. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? Yes ☒ No ☐
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes ☐ No ☐

Section Number	Proposed Action	Illinois Register Citation
117.40	Amendment	June 17, 1988 (12 Ill. Reg. 10373)

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments

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- concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg. II, 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.
- 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.
- The full text of the Proposed Amendment begins on the next page:

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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMSPART 117  
RELATED PROGRAM PROVISIONS

## Section

- 117.1 Incorporation By Reference  
 117.10 Payee For Financial Assistance  
 117.20 Replacement of Missing Warrants  
 117.30 Withholding of Rent (Repealed)  
 117.40 Recovery of Interim Assistance - Aid to the Aged,  
 Blind or Disabled and General Assistance  
 117.50 Funerals and Burials  
 117.51 Funeral Home Services  
 117.52 Burial Expenses  
 117.53 Payment to Vendor(s)  
 117.54 Claims for Reimbursement  
 117.55 Submittal of Claims  
 117.60 Substitute Parental Care/Supplemental Child Care -  
 AFDC, AABD and GA Family Cases  
 117.70 Charge for Replacement of Photo ID Cards (Repealed)  
 117.80 Direct Deposit of Recipients' Warrants

AUTHORITY: Implementing Articles III, IV and VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq. and 12-13).

SOURCE: Filed and effective December 30, 1977; amended at 2 Ill. Reg. 31, p. 68, effective August 3, 1978; amended at 3 Ill. Reg. 38, p. 258, effective September 20, 1979; amended at 3 Ill. Reg. 41, p. 167, effective October 1, 1979; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 16111, effective November 22, 1983; amended at 9 Ill. Reg. 3726, effective March 13, 1985; amended at 9 Ill. Reg. 4526, effective March 20, 1985; amended at 9 Ill. Reg. 8733, effective May 29, 1985; amended at 9 Ill. Reg. 10779, effective July 5, 1985; amended at 9 Ill. Reg. 16914, effective October 16, 1985; amended at 11 Ill. Reg. 4759, effective March 13, 1987; amended at 12 Ill. Reg. 2985, effective January 13, 1988; amended at 12 Ill. Reg. 13608, effective August 15, 1988; amended at 12 Ill. Reg. 14296, effective August 30, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## Section 117.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)





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NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER a: GENERAL PROVISIONS

PART 102  
RIGHTS AND RESPONSIBILITIES

Section

102.1	Incorporation By Reference
102.10	Rights of Clients
102.20	Nondiscrimination
102.25	Grievance Rights of Clients
102.30	Confidentiality of Case Information
102.35	Case Records
102.40	Freedom of Choice
102.50	Reporting Change of Circumstances
102.60	Referral Requirements
102.63	Reporting Child Abuse/Neglect
102.66	Suitability of Home
102.70	Notice to Client
102.80	Right to Appeal
102.81	Continuation of Assistance Pending Appeal
102.82	Time Limit for Filing an Appeal
102.83	Examining Department Records
102.84	Child Care
102.90	Voluntary Repayment of Assistance
102.100	Excess Assistance (Recodified)
102.110	Recoupment of Overpayments (Recodified)
102.120	Correction of Underpayments
102.200	Recovery of Assistance
102.210	Estate Claims
102.220	Real Property Liens
102.230	Filing and Renewal of Liens
102.240	Foreclosure of Liens
102.250	Release of Liens
102.260	Personal Injury Claims
102.270	Convictions of Fraud - Eligibility
102.280	Single Conviction of Fraud - Administrative Review Board

AUTHORITY: Implementing Article XI and authorized by Sections 12-4.4 through 12-4.6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1985, ch. 23, pars. 11-1 et seq., 12-4.4 through 12-4.6 and 12-13.)

SOURCE: Filed and effective December 31, 1977; peremptory rule at 2 Ill. Reg. 52, p. 449, effective December 13, 1978; amended

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at 2 Ill. Reg. 52, p. 462, December 23, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 39, effective March 1, 1979; amended at 3 Ill. Reg. 41, p. 167, effective October 1, 1979; amended at 3 Ill. Reg. 43, p. 196, effective October 15, 1979; amended at 5 Ill. Reg. 8035, effective July 27, 1981; amended at 5 Ill. Reg. 10775, effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 7 Ill. Reg. 8350, effective July 1, 1983; amended at 8 Ill. Reg. 18910, effective September 26, 1984; amended at 9 Ill. Reg. 327, effective December 31, 1984; amended at 9 Ill. Reg. 3730, effective March 13, 1985; amended at 9 Ill. Reg. 6812, effective April 26, 1985; amended at 9 Ill. Reg. 7162, effective May 1, 1985; amended at 9 Ill. Reg. 13091, effective August 16, 1985; amended at 9 Ill. Reg. 14704, effective September 13, 1985; amended at 9 Ill. Reg. 15912, effective October 4, 1985; amended at 10 Ill. Reg. 3981, effective February 22, 1986; amended at 10 Ill. Reg. 14795, effective August 29, 1986; amended at 10 Ill. Reg. 19088, effective October 24, 1986; Sections 102.100 and 102.110 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 14067, effective August 10, 1987; amended at 11 Ill. Reg. 18239, effective October 30, 1987; amended at 12 Ill. Reg. 3735, effective February 5, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 102.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: RULES OF PRACTICE IN ADMINISTRATIVE HEARINGS

2) Code Citation: 89 Ill. Adm. Code 104

3) Section Number: Proposed Action:

104.800

New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02).

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 104. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris II Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

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12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER a: GENERAL PROVISIONS

## PART 104

## RULES OF PRACTICE IN ADMINISTRATIVE HEARINGS

## SUBPART A: ASSISTANCE APPEALS

## Section

104.1 Assistance Appeals  
104.10 Initiation of Appeal Process  
104.11 Pre-Appeal Review  
104.12 Notice of Hearing  
104.20 Conduct of Hearings  
104.21 Representation  
104.22 Appellant Participation in Hearing  
104.23 Evidentiary Requirements  
104.30 Subpoenas  
104.35 Amendment of Appeal  
104.40 Consolidation of Appeals  
104.45 Postponement of Hearings  
104.50 Withdrawal of Appeal  
104.55 Closing of Hearing Record  
104.60 Dismissal of Appeal  
104.70 Final Administrative Decision  
104.80 Public Aid Committee

## SUBPART B: RESPONSIBLE RELATIVE AND JOINT PAYEE PETITIONS

## Section

104.100 Responsible Relative and Joint Payee Petitions  
104.101 Petition for Hearing  
104.102 Conduct of Administrative Support Hearings  
104.103 Conduct of Hearings to Contest the Determination of Past-Due Support or of Share of Jointly-Owned Funds  
104.104 Conduct of Hearings to Stay Service of an Administrative Order for Withholding or Notice of Delinquency, or to Modify, Suspend or Terminate an Administrative Order for Withholding

## SUBPART C: MEDICAL VENDOR HEARINGS

## Section

104.200 Applicability  
104.202 Definitions  
104.204 Notice of Denial of An Application  
104.206 Notice of Intent to Recover Money

## Section

104.208 Notice of Intent to Terminate  
104.210 Right to Hearing  
104.212 Prior Factual Determinations  
104.215 Notice of Formal Conference  
104.216 Formal Conference on Recovery of Money  
104.217 Purpose of Formal Conference  
104.220 Notice of Hearing  
104.221 Issues at Hearings  
104.225 Legal Counsel  
104.226 Appearance of Attorney or Other Representative  
104.230 Notice, Service and Proof of Service  
104.231 Form of Papers  
104.240 Conduct of Hearings  
104.241 Amendments  
104.242 Motions  
104.243 Subpoenas  
104.244 Burden of Proof  
104.245 Witness at Hearings  
104.246 Evidence at Hearings  
104.247 Cross Examination  
104.250 Official Notice  
104.255 Computer Generated Documents  
104.260 Recommendation of Peer Review Committee  
104.270 Time Limits for Hearings  
104.271 Continuances and Extensions  
104.272 Withholding of Payments During Pendency of Proceedings  
104.273 Continuation of Payments During Pendency of Proceedings  
104.274 Denial of Payments for Services During Pendency of Proceedings  
104.280 Record of Hearings  
104.285 Failure to Appear  
104.290 Recommended Decision  
104.295 Director's Decision

SUBPART D: RULES FOR JOINT DEPARTMENT ACTIONS  
AGAINST SKILLED NURSING FACILITIES AND INTERMEDIATE CARE  
FACILITIES PARTICIPATING IN THE MEDICAID PROGRAM

## Section

104.300 Authority  
104.302 Definitions  
104.304 Department Actions Against Nursing Homes  
104.310 Certification  
104.320 Joint Administrative Hearing  
104.330 Facilities Certified Under Both Medicare and Medicaid  
104.400 Suspected Intentional Violation of the Program



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Section  
104.410 Advance Notice of Administrative Disqualification Hearing  
104.420 Postponement of Hearing  
104.430 Administrative Disqualification Hearing Procedures  
104.440 Failure to Appear  
104.450 Participation While Awaiting a Hearing  
104.460 Consolidation of Administrative Disqualification Hearing with Fair Hearing

SUBPART E: FOOD STAMP ADMINISTRATIVE  
DISQUALIFICATION HEARINGS

Section  
104.470 Administrative Disqualification Hearing Decision and Notice of Decision  
104.480 Appeal Procedure

## SUBPART F: INCORPORATION BY REFERENCE

104.800 Incorporation By Reference

AUTHORITY: Implementing Sections 11-8 et seq., 12-4.9 and 12-4.25 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 11-8 et seq., 12-4.9, 12-4.25 and 12-13)

SOURCE: Filed and effective December 30, 1977; emergency rule at 2 Ill. Reg. 11 pg. 151 effective March 9, 1978 for a maximum of 150 days; amended at 2 Ill. Reg. 33, p. 57, effective August 17, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 38 effective March 1, 1979; amended at 4 Ill. Reg. 21, p. 80, effective May 8, 1980; peremptory amendment 5 Ill. Reg. 1197, effective January 23, 1981; amended at 5 Ill. Reg. 10753 effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 8 Ill. Reg. 5274, effective April 9, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 16979; amended at 8 Ill. Reg. 18114, effective September 21, 1984; amended at 10 Ill. Reg. 10129, effective June 1, 1986; amended at 11 Ill. Reg. 9213, effective April 30, 1987; amended at 12 Ill. Reg. 9142, effective May 16, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## SUBPART F: INCORPORATION BY REFERENCE

Section 104.800 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: SPECIAL ELIGIBILITY GROUPS

2) Code Citation: 89 Ill. Adm. Code 118

3) Section Number: Proposed Action:

118.300 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1006.02)

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 118. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date? Yes X No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this part? Yes

Section Numbers Proposed Action Illinois Register Citation

118.200 Repealed June 8, 1988 (12 Ill. Reg. 11412)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams,

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris Bldg., 3rd Fl., 100 S. Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:



DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 118  
SPECIAL ELIGIBILITY GROUPS

SUBPART A: DISABLED ADULT CHILDREN

Section  
118.100 Disabled Adult Children

SUBPART B: MEDICAL PAYMENTS FOR DRUGS FOR PERSONS  
WITH ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS)  
OR AIDS RELATED COMPLEXES (ARC)

Section  
118.200 Drugs to Prolong the Lives of Persons With Acquired  
Immunodeficiency Syndrome (AIDS) or AIDS Related  
Complexes (ARC)

SUBPART C: MISCELLANEOUS PROGRAM PROVISIONS

118.300 Incorporation By Reference

AUTHORITY: Implementing Articles III, IV and VI and authorized  
by Section 12-13 of the Illinois Public Aid Code (Ill. Rev.  
Stat. 1981, ch. 23, pars. 3-1 et seq., 4-1 et seq., 6-1 et seq.  
and 12-13).

SOURCE: Emergency rule adopted at 12 Ill. Reg. 3037, effective  
January 15, 1988, for a maximum of 150 days; adopted at 12 Ill.  
Reg. 6301, effective March 18, 1988; amended at 12 Ill. Reg.  
8068, effective April 22, 1988; amended at 13 Ill. Reg. \_\_\_\_\_,  
effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART C: MISCELLANEOUS PROGRAM PROVISIONS

Section 118.300 Incorporation By Reference

Any rules or regulations of an agency of the United States or  
of a nationally recognized organization or association that are  
incorporated by reference in this Part are incorporated as of

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 118.300 Incorporation By Reference (cont'd.)  
the date specified, and do not include any later amendments or  
editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: SUPPORT RESPONSIBILITY OF RELATIVES

2) Code Citation: 89 Ill. Adm. Code 103

3) Section Number: Proposed Action:

103.1 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 12-13) and Section 6.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, par. 1006.02).

5) A Complete Description of the Subjects and Issues Involved: This new Section explains how incorporation by reference applies to 89 Ill. Adm. Code 103. Under this rule, rules and regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference are incorporated as of the date specified, and later amendments or editions are not included.

6) Will this proposed amendment replace an emergency amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date?

Yes ☒ No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
103.20	Amendment	November 4, 1988 (12 Ill. Reg. 17667)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments

concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Counseling and Litigation, Illinois Department of Public Aid, Jesse B. Harris II Bldg., 3rd Fl., 100 South Grand Ave. East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER a: GENERAL PROVISIONS

PART 103  
SUPPORT RESPONSIBILITY OF RELATIVES

Section	Incorporation By Reference
103.1	Support From Responsible Relatives
103.10	Determination Of Ability To Support
103.20	Redetermination Of Ability To Support
103.30	Failure or Refusal to Provide Information Regarding Ability to Support
103.40	Ability to Support
103.50	Modification or Release From Support Order
103. Table A	Standard For Determining Responsible Relative Liability

AUTHORITY: Implementing and authorized by Article X of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, par 10-1 et seq.).

SOURCE: Filed and effective December 30, 1977; amended at 3 Ill. Reg. 41, p. 171, effective October 1, 1979; amended at 6 Ill. Reg. 7441, effective June 16, 1982; codified at 7 Ill. Reg. 6493; amended at 10 Ill. Reg. 21898, effective December 12, 1986; amended at 11 Ill. Reg. 6493, effective March 27, 1987; amended at 12 Ill. Reg. 14681, effective August 31, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 103.1 Incorporation By Reference

Any rules or regulations of an agency of the United States or of a nationally recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified, and do not include any later amendments or editions.

(Source: Added at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Cancellation, Revocation or Suspension of Licenses or Permits.
- 2) Code Citation: 92 Ill. Adm. Code 1040
- 3) 

Section Numbers	Proposed Action
1040.41	New Section
1040.100	New Section
1040.101	New Section
- 4) Statutory Authority: Sections 2-104(b) and 2-118 of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 2-104(b) and 2-118) and Sections 6-201, 6-108, 6-110, 6-118, 6-206 and 6-306.3 of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 6-201, 6-108, 6-110, 6-118, 6-206, and 6-306.3).

5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking establishes criteria for the suspension of a driver's license for curfew violations. It also establishes criteria used by the Department when recinding orders suspending, revoking or cancelling an individual's driving privileges. Finally, this rulemaking establishes the criteria for reinstatement fees.

6) Will this proposed rule replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? Yes ☒ No.

8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No.

9) Are there any other amendments pending on the Part? Yes.

Section Numbers	Proposed Action	Illinois Register Citation
1040.66	New Section	12 Ill. Reg. 15947 (October 7, 1988)
1040.30	New Section	12 Ill. Reg. 17259 (October 28, 1988)
1040.40	New Section	12 Ill. Reg. 17259 (October 28, 1988)
1040.70	Amendment	12 Ill. Reg. 19636 (November 28, 1988)

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10) Statement of Statewide Policy Objectives: This amendment has no effect on local units of government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: The Secretary of State will fully consider all comments received within 45 days of the date this notice is published. All comments must be in writing and should be sent to:

Carolyn M. Taft  
Assistant Counsel to the Secretary  
2701 S. Dirksen Parkway  
Springfield, IL 62723  
217/782-5356

12) Initial Regulatory Flexibility Analysis: After careful consideration, the Secretary of State does not feel this proposed rulemaking will affect any types of small businesses and the proposed rule has not been submitted to the Small Business Office of the Department of Commerce and Community Affairs.

The text of the Proposed Amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

TITLE 92: TRANSPORTATION  
CHAPTER II: SECRETARY OF STATE

PART 1040

CANCELLATION, REVOCATION OR SUSPENSION OF LICENSES OR PERMITS

Section	
1040.10	Court to Forward Licenses and Reports of Convictions
1040.20	Illinois Traffic Offense Table
1040.30	3 or More Traffic Offenses Within 12 Months
1040.32	Suspension or Revocation of Licenses or Permits Used Fraudulently
1040.35	Commission of Offense Requiring Mandatory Revocation Upon Conviction
1040.38	Commission of a Traffic Offense in Another State
1040.40	Repeated Conviction or Collision
1040.41	Invalidation of Licenses for Curfew Violations
1040.42	Fleeing and Eluding
1040.43	Illegal Transportation
1040.46	Fatal Accident and Personal Injury Suspensions
1040.48	Vehicle Emissions Suspensions
1040.50	Suspension or Revocations of a License or Commercial Vehicle Driver
1040.60	Release of Information Regarding a Disposition of Court Supervision
1040.65	Offenses Occurring on Military Bases
1040.70	National Driver Register
1040.100	Rescinds
1040.101	Reinstatement Fees

AUTHORITY: Implementing Articles II and VII of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 6-201 et seq. and 6-700 et seq.) and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-104(b)).

SOURCE: Filed September 22, 1972; amended at 3 Ill. Reg. 26, p. 282 effective June 30, 1979; amended at 5 Ill. Reg. 3533, effective April 1, 1981, amended at 6 Ill. Reg. 4239, effective April 2, 1982; codified at 6 Ill. Reg. 12674; amended at 8 Ill. Reg. 2200, effective February 1, 1984; amended at 8 Ill. Reg. 3783, effective March 13, 1984; amended at 8 Ill. Reg. 18925, effective September 25, 1985; amended at 8 Ill. Reg. 23385, effective November 21, 1984; amended at 10 Ill. Reg. 15265, effective September 4, 1986; amended at 11 Ill. Reg. 1627, effective October 1, 1987; amended at 11 Ill. Reg. 20657, effective December 8, 1987; amended at 12 Ill. Reg. 2148, effective January 11, 1988; amended at 12 Ill. Reg. 14351, effective September 1, 1988; amended at 12 Ill.



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Reg. 15625, effective September 15, 1988; amended at 12 Ill. Reg. 16153, effective September 15, 1988; amended at 12 Ill. Reg. 16906, effective October 1, 1988; amended at 12 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Note: Boldface type denotes statutory language.

## Section 1040.41 Suspension of Licenses for Curfew Violations

- a) For purposes of this Section, the following definitions shall apply:

"Adult" - person eighteen (18) years of age or older.

"Curfew" - stipulated hours which any person under 17 years of age may not lawfully be present at or upon any public assembly, building, place, street or highway as provided in Section 2371 of "An Act relating to a curfew for certain children", (Ill. Rev. Stat. 1987, ch. 23, par. 2371).

"Department" - Department of Driver Services within the Office of the Secretary of State.

- b) A person who is under 17 years old is in violation of Section 6-110(a) of The Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-110(a)) if he/she operates a motor vehicle on any highway during any time such licensee is prohibited from being in a public place because of curfew.

- c) The Department shall take the following action pursuant to Section 6-206(a)(13) of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-206(a)(13)) for curfew violation convictions:

- 1) 1st Conviction - 60 day suspension
- 2) 2nd Conviction - 90 day suspension
- 3) 3rd Conviction or more - 6 month suspension

(Source: Added at 12 Ill. Reg. \_\_\_\_\_ effective \_\_\_\_\_)

## Section 1040.100 Rescinds

- a) For purposes of this Section, the following definitions shall apply:

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"Cancellation" - the annulment or termination by formal action of the Secretary of a person's driver's license because of some error or defect in the license or because the licensee is no longer entitled to such license, but the cancellation of a license is without prejudice and application for a new license may be made at any time after such cancellation as defined in Section 1-110 of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 1-110).

"Department" - Department of Driver Services within the Office of the Secretary of State.

"Failure to Appear Suspension(s)" - suspension for failing to pay a fine or appear in court following the issuance of a traffic ticket.

"Revocation" - termination by formal action of the Secretary of a person's license or privilege to operate a motor vehicle on the public highways, which termination shall not be subject to renewal or restoration except that an application for a new license may be presented and acted upon by the Secretary after the expiration of at least one year after the date of revocation as defined in Section 1-176 of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 1-176).

"Statutory Summary Suspension" - withdrawal of a person's license or privilege to operate a motor vehicle on the public highways due to refusal to submit to or failure to complete or pass a chemical test or tests following an arrest for driving under the influence of drugs and/or alcohol as provided in Section 1-203.1 of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 1-203.1).

"Stricken on Leave" - stricken off call with leave to reinstate.

"Supervision" - a disposition of conditional and revocable release without probationary supervision, but under such conditions and reporting requirements as are imposed by the court, at the successful conclusion of which disposition the defendant is discharged and a judgment dismissing the charges is entered as defined in Section 1005-1-21 of the "Unified Code of Corrections" (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 1005-1-21).

"Vacated" - to set aside, annul, rescind, render void, or cancel an order.

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"Warrant Parking/Traffic Suspensions" - suspensions for arrest warrants issued for failure to pay fines for traffic and/or parking violations.

b) The Department shall rescind the following orders when the specified criteria are met:

1) Suspensions and revocations, except warrant parking/traffic suspensions and failure to appear suspensions (as applied to residents and non-residents), upon receipt of certified court evidence reporting non-conviction(s), supervision(s), stricken on leave (S.O.L.), or a correction or an amendment stating there was an error which formed the basis of the suspension or the revocation and it has been vacated or that a previously submitted judgment has been reversed.

2) Cancellation upon receipt by the Department of one of the following:

A) evidence from an instructor of a Driver Education Program indicating the driver has re-enrolled in the program; or,

B) favorable physical or psychiatric report from a licensed medical specialist prior to the effective date of the cancellation or receipt of a second report completed by the licensed medical specialist showing the original report submitted was incorrect; or,

C) evidence from a licensed medical specialist indicating that he/she failed to submit a favorable medical report for the driver within 90 days; or,

D) evidence reversing a decision made by the Department that two (2) driver's license records are the same person; or,

E) court evidence changing the disposition of a conviction previously reported upon which the cancellation was based; or,

F) documentation from another state licensing agency which reverses an original report upon which the cancellation was based.

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3) Failure to Appear Suspensions upon receipt of certified court evidence vacating the Failure to Appear or when the Department receives a compliance notice or court receipt prior to the effective date of the suspension indicating that the charges have been satisfied.

4) Statutory Summary Suspensions upon receipt of a Certified Hearing Disposition Notice or court order from the court of venue to rescind the suspension.

5) Warrant/Parking Traffic Suspensions upon receipt of certified evidence from the court indicating that the original report was in error or that the person identified in the original report was the wrong defendant or the Department receives notice of final disposition prior to the effective date of the suspension.

c) The Department shall rescind a suspension or revocation pursuant to a decision rendered by the Department of Administrative Hearings within the Office of the Secretary of State as provided in Section 2-118 of The Illinois Vehicle Title and Registration Law of The Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-118 and 92 Ill. Adm. Code 1001).

(Source: Added at 12 Ill. Reg. \_\_\_\_\_ effective \_\_\_\_\_)

## Section 1040.101 Reinstatement Fees

a) For purposes of this Section, the following definitions shall apply:

"Concurrent actions requiring reinstatement fees" - situation in which a driver has either two (2) or more suspensions, except miscellaneous suspensions, or two (2) or more revocations or a combination thereof on the driving record which were in effect at the same time.

"Department" - Department of Driver Services within the Office of the Secretary of State.

"Miscellaneous Suspensions" - suspensions for Safety Responsibility, Unsatisfied Judgment, Financial Responsibility and Auto Emissions violations.



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"Reinstatement fees" - fees required to restore a person's driving privileges after a person has been suspended or revoked pursuant to any provision of Chapter 6 of the Illinois Driver Licensing Law of the Illinois Vehicle Code or Section 11-501.1 of the Illinois Rules of the Road of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 6-100 et seq. and 11-501.1) as provided for in Section 6-118 of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-118).

- b) The fee collected by the Department for reinstatement of a driver's license following a suspension excluding statutory summary suspensions shall be the rate that was in effect on the date the suspension began unless the suspension started prior to January 1, 1980 and was not terminated or removed until January 1, 1980 or thereafter in which case payment will be equal to the rate in effect on January 1, 1980.
- c) The fee collected by the Department for reinstatement of a driver's license following a revocation or a statutory summary suspension shall be the rate that was in effect on the date of the reinstatement.
- d) The fee collected by the Department for concurrent actions requiring reinstatement fees shall be the highest rate that would be charged for a single action if each action were considered separately.
- e) In the case of a statutory summary suspension, the Department shall collect \$60.00 in reinstatement fees from the court as provided for in Section 6-118 of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-118).
- f) If a suspension or revocation is rescinded, the Department shall not collect a reinstatement fee for that specific action.

(Source: Added at 12 Ill. Reg. \_\_\_\_\_ effective \_\_\_\_\_)

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## NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Issuance of Licenses
- 2) Code Citation: 92 Ill. Adm. Code 1030
- 3) Section Number  
1030.70  
Proposed Action  
Amended Section
- 4) Statutory Authority: Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-104(b)) and Section 6-109 of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 6-109).
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking establishes the criteria used by the Department when administering a vision screening as required during the application process for a driver's license.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed rule contain incorporations by reference? No, this amendment does not contain incorporations by reference.
- 9) Are there any amendments pending on this Part? Yes.

Illinois Register  
Citation

Section Numbers

1030.86

Proposed Action

New Section

12 Ill. Reg. 17275  
(October 28, 1988)

- 10) Statement of Statewide Policy Objectives: This rulemaking will have no effect on local units of government.

- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking: The Secretary of State will fully consider all comments received within 45 days of the date that this notice is published. All comments must be in writing and should be sent to:

## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

Carolyn M. Taft  
 Assistant Counsel to the Secretary  
 2701 South Dirksen Parkway  
 Springfield, IL 62723  
 Tel: 217/782-5356

- 12) Initial Regulatory Flexibility Analysis: After careful consideration, the Secretary of State does not feel this proposed rulemaking will affect any types of small businesses and the proposed rulemaking has not been submitted to the Small Business Office of the Department of Commerce and Community Affairs.

The full text of the proposed Rule begins on the next page:

## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

TITLE 92: TRANSPORTATION  
 CHAPTER II: SECRETARY OF STATE

PART 1030  
 ISSUANCE OF LICENSES

Section	
1030.10	What Persons Shall Not be Licensed or Granted Permits
1030.15	Cite for Re-Examination
1030.20	Classification of Drivers-References
1030.30	Classification Standards
1030.40	Fifth Wheel Equipped Trucks
1030.50	Bus Driver's Authority, Religious Organization
1030.55	Computer Van Driver Operating a For-Profit Ridesharing Arrangement
1030.60	Employer Certification Program
1030.63	Religious Exemption for Social Security Numbers
1030.65	Instruction Permits
1030.70	Driver's License Testing/Vision Screening
1030.75	Driver's License Testing/Vision Screening with Vision Aid
	Arrangements Other than Standard Eye Glasses or Contact Lens(es)
1030.80	Driver's License Testing/Written Test
1030.84	Vehicle Inspection
1030.85	Driver's License Testing/Road Test
1030.88	Exemption of Facility Administered Road Test
1030.89	Temporary Licenses
1030.90	Requirement for Photograph and Signature of Licensee on Driver's License
1030.92	Restrictions
1030.93	Restricted Local Licenses
1030.94	Duplicate or Corrected Driver's License or Instruction Permit
1030.95	Diplomatic and Consular Licenses
1030.100	Anatomical Gift Donor
1030.110	Emergency Medical Information Card
1030.115	Change of Address
1030.120	Issuance of a Probationary License
1030.130	Grounds for Cancellation of a Probationary License

AUTHORITY: Implementing Article I of the Illinois Driver Licensing Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 6-100 et seq.) and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, par. 2-104(b)).

SOURCE: Filed March 30, 1971; amended at 3 Ill. Reg. 7, p. 13, effective April 2, 1979; amended at 4 Ill. Reg. 27, p. 422, effective June 23, 1980; amended at 6 Ill. Reg. 2400, effective February 10, 1982; codified at 6 Ill. Reg. 12674; amended at 9 Ill. Reg. 2716, effective February 20, 1985; amended at 10 Ill. Reg. 303, effective December 24, 1985; amended at 10 Ill. Reg. 18182, effective October 14, 1986; amended at 11 Ill. Reg. 9331, effective April 28, 1987; amended at 11 Ill. Reg. 18292, effective October 23, 1987, amended at 12 Ill.



## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

Reg. 3027, effective January 14, 1988; amended at 12 Ill. Reg. 13221, effective August 1, 1988; amended at 12 Ill. Reg. 16915, effective October 1, 1988; amended at 12 Ill. Reg. \_\_\_\_\_, effective November 15, 1988; amended at 12 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: Bold-faced type denotes statutory language.

## Section 1030.70 Driver's License Testing/Vision Screening

An applicant for an initial or renewal driver's license shall comply with the following provisions:

- a) The Driver Services Department shall administer the vision examination screening to any applicant who is required to take a vision screening. However, applicants who desire to use any vision aid arrangement, other than standard eye glasses, or contact lens(es) shall submit a Vision Specialist report form or in lieu of such form an ophthalmologist or optometrist statement may be submitted as indicated in Section 1030.75.
- b) An applicant who is required to take a vision screening must obtain a binocular (both eyes) acuity reading of 20/40 or better before being issued a driver's license without vision restrictions. If an applicant utilizes corrective eye glasses, contact lenses or a combination thereof in order to obtain an acceptable acuity reading, a driver's license issued to this applicant shall be restricted to operating a motor vehicle while using the corrective lenses.
- c) An applicant who obtains a binocular (both eyes) acuity reading of 20/41 to 20/70 inclusive may be issued a driver's license restricting said applicant to operate a motor vehicle during daylight only.
- d) An applicant who uses eye glasses or contact lenses in binocular (both eyes) screening and has an acuity reading of 20/41 to 20/70 inclusive shall be issued a driver's license restricting said applicant to operate a motor vehicle while wearing said eye glasses or contact lenses during daylight only.
- e) A screening will be administered for individual eyes to determine the need for an outside rear view mirror.
- f) An applicant who obtains a monocular (individual eye) acuity reading, which is not better than 20/100 with or without standard eye glasses or contact lens(es) shall be restricted to a outside rear view mirror(s).

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- g) An applicant who is required to take a vision screening must demonstrate a peripheral field of at least 140° degrees binocular or 70° degrees horizontal and 35° degrees nasal monocular. If, an applicant only qualifies monocularly, he/she will be restricted to operating a motor vehicle equipped with both a left and right rear view mirror. Any applicant who cannot meet the minimum peripheral field of vision requirements may submit a Vision Specialist Report or in lieu of the report form, a statement from a physician, ophthalmologist, or optometrist may be submitted as indicated in subsection (d)(n) of this Section.
- h) An applicant who is required to take a vision screening shall be required to remove such lens(es), such applicant shall not be required to remove such lens(es) to take the vision screening.
- i) If the applicant desires to remove the contact lens(es) in order to obtain an unrestricted license, said applicant may do so.
- j) If the applicant does not have his/her eye glasses or contact lens(es) with said applicant, he/she may proceed with the vision screening. If the applicant does proceed, but subsequently fails without said applicant's eye glasses or contact lens(es), said applicant may return at a later date with the eye glasses or contact lens(es) to retake the vision screening.
- k) If an applicant obtains a reading without correction which would restrict said applicant to daylight driving only and/or left outside rear view mirror, the applicant shall be issued a license or an instruction permit with a restriction, if said applicant has satisfied all other requirements for the issuance of a driver's license or an instruction permit. If the applicant wishes to have the license or instruction permit issued on the basis of a Vision Specialist's Report rather than the Secretary of State's vision screening, said applicant may exercise the option of visiting a Vision Specialist for an independent vision screening.
- l) If the applicant returns at a later date with corrective glasses or contact lens(es) with which the applicant successfully meets the vision standard, the restriction will be removed.
- m) The appropriate fee will be required to change a restriction if the permanent driver's license has been or is in the process of being issued. If the applicant has not yet successfully completed the written or road test portion of the examination, no fee is required to change the restriction.

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## POLLUTION CONTROL BOARD

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## NOTICE OF ADOPTED AMENDMENTS

§/n An applicant may submit a Vision Specialist Report Form or, in lieu of such form, a statement from a licensed physician, ophthalmologist or optometrist may be submitted. The Statement must be on a letterhead or prescription blank imprinted with the name, address, and title of the person making the certification. Such statement must contain the name and Driver's License Number or name, date of birth and sex of the applicant as well as the signature and certificate number of the person authorized to certify the vision examination. No statement shall be acceptable if the date of the vision examination is more than six months prior to the date of the applicable driver's license examination. Such statement or form may contain a notation if the applicant's condition is deteriorating; recommendations for driving restrictions compatible to the applicant's visual ability, (i.e. area limitations, speed limitation); recommendations for re-examination compatible to the applicant's visual stability. Each report shall include a statement of release to the Office of the Secretary of State, which has been signed and dated in the presence of the Vision Specialist or Physician.

§/o If an applicant fails the vision screening or the applicant does not wish to accept a certain driving restriction they may submit a Vision Specialist Report Form or in lieu of the report form a statement from a licensed physician, ophthalmologist or optometrist as prescribed in §/n of this Section, may be submitted.

§/p If the Vision Specialist's report or statement indicates a different acuity reading or peripheral field of vision from the reading obtained by examining personnel, the Vision Specialist's report or statement will be used, even if it means the addition or deletion of restrictions.

§/q Every person who has a valid driver's license may be required to be re-examined at the discretion of the Secretary of State, ~~for~~ as provided for in Section 1030.15 of this Part, to determine if the licensee meets the minimum standards as set forth in this rule.

(Source: Amended at 12 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

- 1) The Heading of the Part: Carbon Monoxide Emissions
- 2) The Code Citation: 35 Ill. Adm. Code 216
- 3) Section Number: Adopted Action:  
216.122 Add
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111<sup>1/2</sup> pars. 1010 and 1027
- 5) Effective Date of Rule(s) (Amendments, Repealer): December 6, 1988
- 6) Does this rulemaking contain an automatic repeal date?: No.  
If so, please specify date: \_\_\_\_\_
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: November 29, 1988.
- 9) Notice(s) of Proposal Published in Illinois Register:  
12 Ill. Reg. 10615, June 24, 1988
- 10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No  
A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_  
B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_  
C) Date Agency Response Submitted for Approval to JCAR: \_\_\_\_\_
- 11) Difference(s) between proposal and final version:

The First Notice proposal contained the following language:

- a. The standard for carbon monoxide of Section 216.121 does not apply to emissions from the fluidized bed combustion boiler of Midwest Grain Products of Illinois, located in Pekin, Illinois, where the emissions of carbon monoxide shall not exceed 700 parts per million, corrected to 50 percent excess air.



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

The Final proposal contained the following language:

The standard for carbon monoxide of Section 216.121 does not apply to emissions from the fluidized bed combustion boiler of Midwest Grain Products of Illinois, located in Pekin, Illinois, where the emission of carbon monoxide shall not exceed 700 parts per million, corrected to 50 percent excess air. Compliance shall be based upon a one-hour average.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

Section Numbers: Proposed Action: Ill. Reg. Citation:

15) Summary and Purpose of Rule(s): The rule will set a site-specific standard of carbon monoxide emissions for Midwest Grain Company's Pekin, Illinois fluidized bed combustion boiler at 700 parts per million. The site-specific standard will not adversely affect air quality; it will allow Midwest to utilize available Illinois coal; and it will enable Midwest to take advantage of its investment of \$12.5 million in the current boiler and avoid a ruinous \$20 million expense to obtain a new, modern boiler.

16) Information and questions regarding this adopted rule shall be directed to:

Michael J. Maher  
100 W. Randolph Street  
State of Illinois Center  
Suite 11-500  
Chicago, IL 60601  
(312) 917-3665

The full text of the adopted rule(s) begins on the following page:

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE B: AIR POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER C: EMISSION STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

## PART 216

## CARBON MONOXIDE EMISSIONS

## SUBPART A: GENERAL PROVISIONS

Section  
216.100  
216.101  
216.102  
216.103  
216.104

Scope and Organization  
Measurement Methods  
Abbreviations and Conversion Factors  
Definitions  
Incorporations by Reference

## SUBPART B: FUEL COMBUSTION EMISSION SOURCES

Section  
216.121  
216.122

Fuel Combustion Emission Sources  
Exception, Midwest Grain Products

## SUBPART C: INCINERATORS

Section  
216.141  
216.142

Incinerators  
Exceptions

SUBPART N: PETROLEUM REFINING AND  
CHEMICAL MANUFACTURE

Section  
216.361  
216.362

Petroleum and Petrochemical Processes  
Polybasic Organic Acid Partial Oxidation  
Manufacturing  
Processes

## SUBPART O: PRIMARY AND FABRICATED METAL PRODUCTS

Section  
216.381

Cupolas

Appendix A Rule into Section Table  
Appendix B Section into Rule Table  
Appendix C Compliance Dates

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

**AUTHORITY:** Implementing Section 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1981, ch. 111 1/2, pars. 1010 and 1027).

**SOURCE:** Adopted as Chapter 2: Air Pollution, Rule 206: Carbon Monoxide Emissions, R71-23, 4 PCB 191, April 13, 1972, filed and effective April 14, 1972; amended at 3 Ill. Reg. 47, p. 92, effective November 8, 1979; amended at 4 Ill. Reg. 24, p. 514, effective June 4, 1980; codified at 7 Ill. Reg. 13607; amended in R87-18 at 12 Ill. Reg. 20774, effective December 6, 1988.

## SUBPART B: FUEL COMBUSTION EMISSION SOURCES

## Section 216.122 Exception, Midwest Grain Products

The standard for carbon monoxide of Section 216.121 does not apply to emissions from the fluidized bed combustion boiler of Midwest Grain Products of Illinois, located in Pekin, Illinois, where the emission of carbon monoxide shall not exceed 700 parts per million, corrected to 50 percent excess air. Compliance shall be based upon a one-hour average.

(Source: Added at 12 Ill. Reg. 20774, effective December 6, 1988.)

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: Sulfur Limitations

2) The Code Citation: 35 Ill. Adm. Code 214

3) Section Number: Adopted Action:  
214.101 Amend  
214.102 Amend  
214.104 Amend  
214.382 Amend

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1010 and 1027

5) Effective Date of Rule(s) (Amendments, Repealer): December 5, 1988

6) Does this rulemaking contain an automatic repeal date? No.

If so, please specify date: \_\_\_\_\_

7) Does this rule (amendment, repealer) contain incorporations by reference? Yes.

If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?

The material incorporated by reference is a standard of a nationally recognized association, and thus is not subject to JCAR approval, pursuant to Section 6.02(a) of the Illinois Administrative Procedure Act.

8) Date Filed in Agency's Principal Office: November 3, 1988.

9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 8219, May 13, 1988.

10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No.

A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.

B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.

C) Date Agency Response Submitted for Approval to JCAR:

11) Difference(s) between proposal and final version:

The changes in the final version of the amendments are indicated below by legislative style.



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

Section 214.101(c):

- c) Solid Fuel Averaging Measurement. If low sulfur solid fuel is used to comply with Sections 214.121, 214.122, 212.141, 214.142, 214.162 and 212.421, the applicable solid fuel sulfur dioxide standard shall be met by a two month average of daily samples with 95 percent of the samples being no greater than 20 percent above the average. A.S.T.M. procedures B-2234 ~~(1976)~~ and B-2013 ~~(1976)~~ shall be used for solid fuel sampling, B-3177 ~~(1976)~~ and B-2622 ~~(1982)~~ for sulfur determinations and B-2015 ~~(1976)~~ and B-3286 ~~(1976)~~ for heating value determinations.

Section 214.102(b):

- b) The following conversion factors have been used in this Part:

English	Metric
2.205 lb	1 kg
1 T	0.907 Mg
1 lb/T	0.500 kg/Mg
mmbtu/hr	0.293 MW
1 lb/mmbtu	1.548 kg/MW-hr or 430 ng/g
1 mi	1.61 km
1 gr/scf	2289 mg/scm

Section 214.104:

The following materials are incorporated by reference. These incorporations do not include any later amendments or editions.

Section 214.382(c)(2):

- 2) No person shall burn petroleum refinery fuel gas in any fuel gas combustion device if that refinery fuel gas contains more than 39 grains hydrogen sulfide per 100 dry standard cubic feet (893 mg/scm). This shall be demonstrated by sampling the refinery fuel gas once every eight hours pursuant to the Tutweiler Procedure (Section 214.104(c)).

Section 214.382(d):

- d) Compliance with the emission limitations of

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

subsections (b) and (c)(3) of this Section 214.382 shall be demonstrated on a three-hour block average basis. Such demonstrations shall require, as a permit condition, that data including but not limited to fuel feed rates, specific gravity of refinery flasher pitch, sour water sulfide content, fresh and hydrotreated feed rates to the catalytic cracking units and the percent oxygen, carbon monoxide and carbon dioxide in the flare gas leaving the catalytic cracker unit regenerators as required by the Illinois Environmental Protection Agency (35 Ill. Adm. Code 201.161) be maintained in order to adequately determine the sulfur dioxide emission rate from each source operations group.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.

Section Numbers Proposed Action: Ill. Reg. Citation:

- 15) Summary and Purpose of Rule(s):

The amendments, in combination, reduce the allowable sulfur dioxide emissions from Shell Oil Company's Wood River Manufacturing Complex (WRMC) by 46 percent. The reduction is accomplished, in part, by limiting the amount of sulfur in the refinery flasher pitch and the amount of hydrogen sulfide in the refinery fuel gas burned at WRMC. The amendments also impose additional limits on sulfur dioxide emission sources at WRMC by grouping some of the sources into source operations groupings (SOGs), which are capped with a mass sulfur dioxide limit. The emissions cap for a SOG is less than the total of the current maximum permitted emissions from each individual source within that SOG. In addition, a rollback caps sulfur dioxide emissions from four SOGs. The proposal is explained in detail in the Board's November 3, 1988 Opinion in R86-30, Sulfur Limitations, available upon request of the Clerk of the Board.

- 16) Information and questions regarding this adopted rule shall be directed to:

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Elizabeth S. Harvey  
100 W. Randolph Street  
State of Illinois Center  
Suite 11-500  
Chicago, IL 60601  
(312) 917-6921

The full text of the adopted rule(s) begins on the following  
page:

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE B: AIR POLLUTION  
CHAPTER I: POLLUTION CONTROL BOARD  
SUBCHAPTER C: EMISSION STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

PART 214  
SULFUR LIMITATIONS

SUBPART A: GENERAL PROVISIONS

Section  
214.100  
214.101  
214.102  
214.103  
214.104

Scope and Organization  
Measurement Methods  
Abbreviations and Units  
Definitions  
Incorporations by Reference

SUBPART B: NEW FUEL COMBUSTION EMISSION SOURCES

Section  
214.120  
214.121  
214.122

Scope  
Large Sources  
Small Sources

SUBPART C: EXISTING SOLID FUEL  
COMBUSTION EMISSION SOURCES

Section  
214.140  
214.141  
214.142  
214.143

Scope  
Sources Located in Metropolitan Areas  
Small Sources Located Outside Metropolitan Areas  
Large Sources Located Outside Metropolitan Areas

SUBPART D: EXISTING LIQUID OR MIXED FUEL  
COMBUSTION EMISSION SOURCES

Section  
214.161  
214.162

Liquid Fuel Burned Exclusively  
Combination of Fuels

SUBPART E: AGGREGATION OF SOURCES  
OUTSIDE METROPOLITAN AREAS

Section  
214.181  
214.182  
214.183

Dispersion Enhancement Techniques  
Prohibition  
General Formula



POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

214.184  
214.185  
214.186

Special Formula  
Alternative Emission Rate  
New Operating Permits

SUBPART F: ALTERNATIVE STANDARDS FOR  
SOURCES INSIDE METROPOLITAN AREAS

Section  
214.201  
214.202

Alternative Standards for Sources in Metropolitan  
Areas  
Dispersion Enhancement Techniques

SUBPART K: PROCESS EMISSION SOURCES

Section  
214.300  
214.301  
214.302  
214.303  
214.304

Scope  
General Limitation  
Exception for Air Pollution Control Equipment  
Use of Sulfuric Acid  
Fuel Burning Process Emission Source

SUBPART O: PETROLEUM REFINING, PETROCHEMICAL  
AND CHEMICAL MANUFACTURING

Section  
214.380  
214.381  
214.382  
214.383  
214.384

Scope  
Sulfuric Acid Manufacturing  
Petroleum and Petrochemical Processes  
Chemical Manufacturing  
Sulfate and Sulfite Manufacturing

SUBPART P: STONE, CLAY, GLASS  
AND CONCRETE PRODUCTS

Section  
214.400  
214.401  
214.402

Scope  
Glass Melting and Heat Treating  
Lime Kilns

SUBPART Q: PRIMARY AND SECONDARY  
METAL MANUFACTURING

Section  
214.420  
214.421  
214.422  
214.423

Scope  
Combination of Fuels at Steel Mills in Metropolitan  
Areas  
Secondary Lead Smelting in Metropolitan Areas  
Slab Reheat Furnaces in St. Louis Area

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

SUBPART V: ELECTRIC POWER PLANTS

Section  
214.521

Winnetka Power Plant

SUBPART X: UTILITIES

Section  
214.560  
214.561  
214.562

Scope  
E. D. Edwards Electric Generating Station  
Coffee Generating Station

Appendix A  
Appendix B  
Appendix C  
Appendix D

Rule into Section Table  
Section into Rule Table  
Method used to Determine Average Actual Stack  
Height and Effective Height of Effluent Release  
Past Compliance Dates

AUTHORITY: Implementing Section 10 and authorized by Section 27  
of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch.  
111 1/2, pars. 1010 and 1027)

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 204: Sulfur  
Emission Standards and Limitations, R71-23, 4 PCB 191, filed and  
effective April 14, 1972; amended in R74-2 and R75-5, 32 PCB 295,  
at 3 Ill. Reg. 5, p. 777, effective February 3, 1979; amended in  
R74-2, R75-5, 38 PCB 129, at 4 Ill. Reg. 28, p. 417, effective  
June 26, 1980; amended in R78-17, 40 PCB 291, at 5 Ill. Reg.  
1892, effective February 17, 1981; amended in R77-15, 44 PCB 267,  
at 6 Ill. Reg. 2146, effective January 28, 1982; amended and  
renumbered in R80-22(A), at 7 Ill. Reg. 4219, effective March 28,  
1983; codified 7 Ill. Reg. 13597; amended in R80-22(B), at 8  
Ill. Reg. 6172, effective April 24, 1984; amended in R84-28, at  
10 Ill. Reg. 9806, effective May 20, 1986; amended in R86-31, at  
12 Ill. Reg. 17387, effective October 14, 1988; amended in R86-  
30, at 12 Ill. Reg. 20778, effective December 5, 1988.

SUBPART A: GENERAL PROVISIONS

Section 214.101 Measurement Methods

a)

Sulfur Dioxide Measurement. Measurement of sulfur  
dioxide emissions from stationary sources shall be made  
according to the procedure published in 40 CFR 60,  
Appendix A, Method 6 (1982), or by measurement  
Procedures specified by the Illinois Environmental

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

Protection Agency (Agency) according to the provisions of 35 Ill. Adm. Code 201.

- b) Sulfuric Acid Mist and Sulfur Trioxide Measurement. Measurement of sulfuric acid mist and sulfur trioxide shall be according to the barium-thorin titration method as published in 40 CFR 60, Appendix A, Method 8 (1982).
- c) Solid Fuel Averaging Measurement. If low sulfur solid fuel is used to comply with Sections 214.121, 214.122, 212.141, 214.142, 214.162 and 212.421, the applicable solid fuel sulfur dioxide standard shall be met by a two month average of daily samples with 95 percent of the samples being no greater than 20 percent above the average. A.S.T.M. procedures shall be used for solid fuel sampling, sulfur and heating value determinations.

- h) Hydrogen Sulfide Measurement. For purposes of determining compliance with Section 214.382(c), the concentration of hydrogen sulfide in petroleum refinery fuel gas shall be measured using the Tutwiler Procedure specified in 40 CFR 60.648 (1986).

(Source: Amended at 12 Ill. Reg. 20778, effective Dec. 5, 1988 )

## Section 214.102 Abbreviations and Units

- a) The following abbreviations are used in this Part:

btu	British thermal units (60 F)
ft	foot
gr	grains
J	Joule
kg	kilogram
kg/MW-hr	kilogram per megawatt-hour
km	kilometer
lbs	pounds
lbs/mmBtu	pounds per million btu
m	meter
mg	milligram
Mg	megagram, metric ton or tonne
mi	mile
mmBtu	million British thermal units
mmBtu/hr	million British thermal units per hour
MW	megawatt; one million watts
MW-hr	megawatt-hour
ng	nanogram, one billionth of a gram by volume

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

ng/J	nanograms per Joule
ppm	parts per million
scf	standard cubic foot
scm	standard cubic meter
T	English ton

- b) The following conversion factors have been used in this Part:

English	Metric
2.205 lb	1 kg
1 T	0.907 Mg
1 lb/T	0.500 kg/Mg
mmBtu/hr	0.293 MW
1 lb/mmBtu	1.548 kg/MW-hr
1 mi	1.61 km
1 gr/scf	2289 mg/scm

(Source: Amended at 12 Ill. Reg. 20778, effective Dec. 5, 1988 )

## Section 214.104 Incorporations by Reference

The following materials are incorporated by reference. These incorporations do not include any later amendments or editions.

- a) 40 CFR 60, Appendix A (1982):

- 1) Method 6: method for measurement of sulfur dioxide emissions;

- 2) Method 8: barium-thorin titration method.

- b) American Society for Testing and Materials, 1916 Race Street, Philadelphia, PA 19103:

- 1) For solid fuel sampling:

ASTM D-2234 (1976)  
ASTM D-2013 (1976)

- 2) For sulfur determinations:

ASTM D-3177 (1976)  
ASTM D-2622 (1982)



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

## 3) For heating value determinations:

ASTM D-2015 (1976)

ASTM D-3286 (1976)

c) Tutwiler Procedure for hydrogen sulfide, 40 CFR 60.648 (1986).

(Source: Amended at 12 Ill. Reg. 20778, effective Dec. 5, 1988)

SUBPART O: PETROLEUM REFINING, PETROCHEMICAL AND  
CHEMICAL MANUFACTURING

## Section 214.382 Petroleum and Petrochemical Processes

a) Section 214.301 shall not apply to existing processes designed to remove sulfur compounds from the flue gases of petroleum and petrochemical processes.

b) No person shall cause or allow the emission of more than 1,000 ppm of sulfur dioxide into the atmosphere from any new process emission source in the St. Louis (Illinois) major metropolitan area designed to remove sulfur compounds from the flue gas of petroleum and petrochemical processes. to exceed 14 lbs/y of sulfur dioxide per metric ton of sulfur recovered (7 kg/y)c) The following limitations apply to any petroleum refinery in the Village of Roxana:1) No person shall cause or allow the combustion of refinery flasher pitch containing more than 3.0% (three percent) sulfur by weight. This shall be demonstrated by daily sampling of refinery flasher pitch.2) No person shall burn petroleum refinery fuel gas in any fuel gas combustion device if that refinery fuel gas contains more than 39 grains hydrogen sulfide per 100 dry standard cubic feet (893 mg/scm). This shall be demonstrated by sampling the refinery fuel gas once every eight hours, pursuant to the Tutwiler Procedure (Section 214.104(c)).3) No person shall cause or allow the total emission of sulfur dioxide into the atmosphere from the

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

## following source groupings to exceed the following amounts:

A) All process heaters at distilling unit No. 1 - 459 lbs/hr (208 kg/hr).B) All process heaters at distilling unit No. 2 - 1260 lbs/hr (571 kg/hr).C) All gas plant process heaters - 159 lbs/hr (72.1 kg/hr).D) All vacuum flasher unit heaters - 378 lbs/hr (171 kg/hr).E) All process heaters at the alkylation, benzene extraction unit and catalytic feed hydrotreating units - 346 lbs/hr (157 kg/hr).F) All boilers generating steam for general plant use - 2,400 lbs/hr (1,090 kg/hr).G) All heaters serving the hydrocracker unit catalytic reformer No. 1, and the saturates gas plant - 1,660 lbs/hr (753 kg/hr).H) All process heaters at the aromatics east process - 768 lbs/hr (348 kg/hr).I) All catalytic cracking units - 3,430 lbs/hr (1,560 kg/hr).J) All asphalt converters, distilling unit No. 1, the aromatics east process, all boilers generating steam for general plant use, and all gas plant process heaters - 2,710 lbs/hr (1,230 kg/hr).d) Compliance with the emission limitations of subsections (b) and (c)(3) of this Section shall be demonstrated on a three-hour block average basis. Such demonstrations shall require, as a permit condition, that data as required by the Illinois Environmental Protection Agency (35 Ill. Adm Code 201.161) be maintained in order to adequately determine the sulfur dioxide emission rate from each source operations group.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

e) Sources in the Village of Roxana are not subject to the emission limitations of Section 214.162 when burning refinery flasher pitch or refinery fuel gas.

f) Individual process emission sources in the Village of Roxana are still subject to the emission limitation of Section 214.301 notwithstanding their inclusion in a source operations group.

g) Notwithstanding the provisions of 35 Ill. Adm. Code 201.102 of this Chapter, any physical change in any emission source subject to subsection (b), (c), (d), or (e) of this Section which alters the height of release, temperature or volumetric flow rate of the effluent gases of such source, or alters the diameter of the exit stack, shall be deemed a modification for the purposes of 35 Ill. Adm. Code 201.142 of this Chapter.

(Source: Amended at 12 Ill. Reg. 20778, effective Dec. 5, 1988.)

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part:

Sexual Assault Survivors Emergency Treatment Code

2) Code Citation: 77 Ill. Adm. Code 545

3) Section Numbers:

545.10

Amended

545.20

Amended

545.25

Amended

545.30

Amended

545.40

Amended

545.50

Amended

545.60

Amended

545.65

New Section

545.70

Repealed

545.80

Amended

545.90

Amended

545.100

Repealed and New

Appendix A

Appendix B

Adopted Action:4) Statutory Authority:

Sexual Assault Survivors Emergency Treatment Act  
Ill. Rev. Stat. 1987, ch. 111 1/2, par. 87.1 et seq.

5) Effective Date of Rules:

December 1, 1988

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes    No X

If "yes", please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes    No X

If "yes," please specify type: 6.02(a)    or 6.02(b)   

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes    No   

8) Date Filed in Agency's Principal Office:

December 1, 1988



## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF ADOPTED AMENDMENTS

March 4, 1988 12 III. Reg. 4560

No X

A) Statement of Objection: \_\_\_\_\_, Ill. Reg.

III. Reg.

### 1) Difference Between Proposal and Final Version:

None; no comments were received.

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

1. Deleted term "transfer" in Section 545.20.
2. Updated all citations throughout the rules to reflect the 1987 edition of the Illinois Revised Statutes.
3. Removed the comma after "survivors" in the definition of "Community or Area-wide Sexual Assault Treatment Plan" in Section 545.20.
4. Removed the comma after "seq.)" in the definition of "Hospital" in Section 545.20.
5. Put the quotation marks in front of "Transfer" in the definition of "Transfer Facility" in Section 545.20
6. Placed the word "General" between "Licensed" and "Hospital" in Section 545.25(a)(2).
7. Included a parenthesis after "(b)" in Section 545.25(b)(1).
8. Removed the comma after "Hospitals" in Section 545.50(a).
9. Placed a comma after "include" and after "to" in Section 545.100(b)(5).

Numerous nonsubstantive grammatical and technical corrections are being made throughout the Part.

In Section 545.20, the definitions of "Act", "Hospital", "Licensed General Hospital", and "Sexual Assault Treatment Plan" are being added, and the definitions of "Ambulance Provider", "Areawide Sexual Assault Treatment Plan", "Department", "Evidence Collection Kit", "Hospital Emergency Services", "Patient", "Sexual Assault Transfer Plan", "Sexual Assault Treatment Facility", "Sexual Assault Victim", and "Transfer Facility" are being amended.

10. Removed the comma after "request" in Section 545.100(c).
11. Removed the comma after "Form" in Section 545.100(d)(1).
12. Placed a comma after "voucher" in Section 545.100(d)(2).
13. Removed the comma after "mail" in Section 545.100(f).

In addition, various typographical, grammatical and form changes were made in response to the comments for the Administrative Code Division and the Joint Committee on Administrative Rules.

2) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

### 13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes	No	<u>X</u>
-----	----	----------

4) Are there any other Amendments Pending on this Part? Yes ☐ No ☒

If Yes:

Section Numbers

Proposed Action

Ill. Reg. Citation

### 15) Summary and Purpose of Rules:

Numerous nonsubstantive grammatical and technical corrections are being made throughout the Part.

In Section 545.20, the definitions of "Act", "Hospital", "Licensed General Hospital", and "Sexual Assault Treatment Plan" are being added, and the definitions of "Ambulance Provider", "Areawide Sexual Assault Treatment Plan", "Department", "Evidence Collection Kit", "Hospital Emergency Services", "Patient", "Sexual Assault Transfer Plan", "Sexual Assault Treatment Facility", "Sexual Assault Victim", and "Transfer Facility" are being amended.

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF ADOPTED AMENDMENTS

In Section 545.30, subsection (a) is being amended to include community or areawide sexual assault treatment plans; subsection (b) is being amended to delete information covered elsewhere in the Part; subsection (c) is being amended to delete a reference to areawide plans.

In Section 545.40, subsection (a) is being amended to add a 60 day statutory requirement for submission of plans, and to delete an inaccurate reference concerning the address to which plans are submitted; new subsections (b), (c), (d), (e) and (f) are adding new statutory language concerning compliance with sexual assault plans and penalties for noncompliance. Subsection (g) is adding language concerning confidentiality protection for patient information received by the Department.

In Section 545.50, the current language is being deleted and statutory language concerning community or areawide plans is being added; the standards for such plans are being added, new language concerning the three types of sexual assault plans is being added, and the Section title is being changed to delete the word "Areawide".

In Section 545.60, the Section title is being changed from "Requirements of Sexual Assault Treatment Plans" to "Minimum Standards for the Treatment of Sexual Assault Survivors". Subsections (b)(6), (7), (8) and (9) are being added to require medical records to document compliance with required procedures and referrals to the Department of Children and Family Services, to include an emergency room admission form, and to be filed in an accessible manner. Subsection (c) is being amended to add new statutory language concerning parental consent for release of an Evidence Collection Kit regarding a minor.

Section 545.65 is being added, entitled "Minimum Standards for the Transfer of Sexual Assault Survivors". Subsection (a) requires life saving procedures to be rendered before a patient is transferred to a treatment facility (formerly Section 545.90(b)(1)). Subsection (b) consists of language from 545.70(b) addressing patient privacy. Subsection (c) consists of language from Section 545.90(b)(2) concerning the explanation for transfer. Subsection (d) consists of language from Section 545.90(b)(3) concerning notifying the receiving hospital. Subsection (e) also consists of language from Section 545.90(b)(3), and now specifies what minimum information must be contained within the emergency room record. Subsection (f) is an expanded version of Section 545.90(b)(5), concerning chain of evidence. Subsection (g) is an expanded version of Section 545.90(b)(4), concerning methods of transportation. Subsection (h) requires a transfer facility to refer patients only to a designated treatment facility. Subsection (i) consists of language from 545.70(b) and 545.90(b)(16) concerning calling a support person for the patient.

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Section 545.70 is being repealed.

In Section 545.80, the title is being changed from "Conditions of Approval" to "Approval of a Sexual Assault Transfer Plan". All current language is being deleted. Subsection (a) language will appear in Appendix A and in Section 545.100 (concerning reimbursements). Subsection (b) language will appear in Appendix B, which is the form to be used in developing a Transfer Plan. This Section will now refer to completion of that form as the requirement for approval.

In Section 545.100, the title is being changed from "Reimbursable Costs" to "Reimbursement". An introductory paragraph is being added consisting of the statutory language on hospital and ambulance provider reimbursement for billed charges for services to alleged sexual assault survivors. All current language is being deleted. Subsection (a) will consist of language from deleted subsection (b), concerning the requirement of having an approved plan. Subsection (b) will provide the reimbursement standards for hospitals, and includes the language from deleted subsections (c) and (d) concerning the mechanics of billing and types of reimbursable charges. Subsection (c) will require that charge and cost records be maintained for future Department review. Subsection (d) will provide the documentation requirements for submitting bills. Subsection (e) will prohibit the direct billing of a patient (language from deleted subsection (d)). Subsection (f) will provide a method for resubmitting amended reimbursement requests.

In Appendix A, the title is being changed from "Prospectus Illinois Department of Public Health" to "Sexual Assault Treatment Plan Form". The completion instructions are being moved from the bottom of page one to the top of page one, and the form is being divided into Parts A, B and C.

The only substantive change is the deletion of items 7 and 8 from the Conditions of Approval (Part C). Those items concerned Department obligations rather than treatment facility responsibilities. Item 7 will appear as Section 545.40(g). Item 8 will appear as Section 545.100(c)(6).

In Appendix B, the title is being changed from "Prospectus Illinois Department of Public Health" to "Sexual Assault Transfer Plan Form". The completion instructions are being moved from the bottom of page one to the top of page one, and the form is being divided into Parts A, B and C. Part B, item 2 is being amended to clarify that the proposed transfer facility shall address specific factors relevant to its choice of transferring rather than treating alleged sexual assault survivors, and language concerning contracts and agreements is being deleted. Part B, item 3 is being amended to provide language which is identical to Part B, item 2 in Appendix A. Part B, item 4 is being added to provide language



which is identical to Part 8, item 3 in Appendix A. Part B, item 5 is being amended to require support as well as privacy for the survivor. Part B, item 6 is being added to request a copy of the emergency room treatment form. In Part C, the introductory paragraph under "Conditions of Approval" is being amended to provide language which is identical to Part C in Appendix A. The current language in items 2 through 6 is being deleted and will appear in New Section 545.65 (c), (d), (e), (f), (g) and (i). Item 2 will now reference the requirements of Section 545.65. Items 3 and 4 address billing/reimbursement protocols. Item 5 requires cost records to be maintained.

(5) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Amendments begins on the next page:

TITLE 77: PUBLIC HEALTH  
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH  
SUBCHAPTER F: EMERGENCY SERVICES AND HIGHWAY SAFETY

PART 545  
THE TREATMENT OF SEXUAL ASSAULT VICTIMS SURVIVORS  
EMERGENCY TREATMENT CODE

SECTION	
545.10	Applicability
545.20	Definitions
545.25	Incorporated Materials
545.30	Application of Rules
545.40	Program Administration
545.50	Development of Area-wide Plans
545.60	Minimum Standards for the Treatment of Alleged Sexual Assault Survivors
545.65	<u>Requirements of Sexual-Assault-Treatment-Plans</u>
	Minimum Standards for the Transfer of Alleged Sexual Assault Survivors
545.70	Requirements of Sexual Assault Transfer Plans (Repealed)
545.80	Approval of a Sexual Assault Treatment Plans
545.90	<u>Conditions of Approval of a Sexual Assault Transfer Plan</u>
545.100	<u>Reimbursable-Costs Reimbursement</u>
Appendix A	<u>Prospectus-I-B-P-Hr - Sexual Assault Treatment Plan Form</u>
Appendix B	<u>Prospectus-I-B-P-Hr - Sexual Assault Transfer Plan Form</u>

AUTHORITY: Implementing and authorized by the Sexual Assault Survivors Emergency Treatment Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars 87.1 et seq.

SOURCE: Filed December 30, 1977; rules repealed new rules adopted at 5 Ill. Reg. 1139, effective January 23, 1981; codified at 8 Ill. Reg. 16334; amended at 11 Ill. Reg. 1589, effective February 1, 1987, amended at 12 Ill. Reg. 20790, effective December 1, 1988.

NOTE: Capitalization denotes statutory language.

Section 545.10 Applicability

The Rules promulgated by the Department of Public Health establish minimum standards for treatment of alleged sexual assault survivors victims in hospital emergency rooms including those support services needed for transfer

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in order to provide adequate services for the people of each area or community.

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

## Section 545.20 Definitions

"ACT" SHALL MEAN THE SEXUAL ASSAULT SURVIVORS EMERGENCY TREATMENT ACT (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 87-1 et seq.).

"Alleged Sexual Assault Survivor" shall mean A PERSON WHO APPLIES FOR HOSPITAL EMERGENCY SERVICES IN RELATION TO INJURIES OR TRAUMA RESULTING FROM AN ALLEGED ACT OF FORCED SEXUAL PENETRATION OR SEXUAL CONDUCT, AS DEFINED IN SECTION 12-12 OF THE CRIMINAL CODE (Ill. Rev. Stat. 1987, ch. 38, par. 12-12), INCLUDING ACTS PROHIBITED UNDER SECTIONS 12-13 THROUGH 12-16 OF THE CRIMINAL CODE OF 1961, AS AMENDED (Ill. Rev. Stat. 1987, ch. 38, pars. 12-13 to 12-16) (Sections 1a and 2 of the Act).

"Ambulance Provider" shall mean an ambulance service providing transportation to alleged sexual assault survivors. Victims as identified in a sexual assault treatment plan or sexual assault transfer plan.

"Area-wide Sexual Assault Treatment Plan" shall mean a plan developed by the hospitals or other health care facilities in the community or area to be served which provides adequate hospital emergency treatment to sexual assault survivors victims as determined by the Department of Public Health.

"Caregiver" shall mean any person who is legally responsible for providing care to the patient or who renders support to the patient.

"COMMUNITY OR AREA-WIDE SEXUAL ASSAULT TREATMENT PLAN" SHALL MEAN A PLAN DEVELOPED BY ONE OR MORE HOSPITALS OR OTHER HEALTH CARE FACILITIES IN THE COMMUNITY OR AREA TO BE SERVED WHICH PROVIDES FOR ADEQUATE HOSPITAL EMERGENCY SERVICES FOR ALLEGED SEXUAL ASSAULT SURVIVORS AND HAS BEEN APPROVED BY THE DEPARTMENT (Sections 3 and 4 of the Act).

"The Department" shall mean the Illinois Department of Public Health.

"Evidence Collection Kit" shall mean that kit approved by the Illinois Department of State Police for the collection of evidence to be used in the prosecution of the sexual assault case. a

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prepackaged set of materials and forms to be used for the collection of evidence relating to sexual assault. THE STANDARDIZED EVIDENCE COLLECTION KIT TO BE USED IN THE CITY OF CHICAGO SHALL BE THE CHICAGO VERSION OF THE VITULLO KIT. THE STANDARDIZED EVIDENCE COLLECTION KIT FOR ALL OTHER PARTS OF THE STATE SHALL BE THE ILLINOIS DEPARTMENT OF STATE POLICE EVIDENCE COLLECTION KIT ALSO KNOWN AS "I.D.S.P.E.C.K." (Section 6.4 of the Act).

"Hospital" shall mean a facility licensed as a hospital by the Department pursuant to the Hospital Licensing Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 142 et seq.) or which meets both the definition of a hospital and the licensure exemption provisions of the Hospital Licensing Act.

"Hospital Emergency Services" shall mean health care delivered to outpatients within or under the care and supervision of personnel working in a designated emergency department or emergency room of a hospital licensed to provide such services under the Hospital Licensing Act (Ill. Rev. Stat. 1985, ch. 111 1/2, par. 142 et seq.).

"Licensed General Hospital" shall mean a facility licensed as a hospital by the Department pursuant to the Hospital Licensing Act, which provides general medical and surgical hospital services.

"Patient" shall mean a known or an alleged sexual assault survivor. Victims who presents herself/himself to a hospital emergency department for care directly relating to the sexual assault.

"Sexual Assault Transfer Plan" shall mean a plan developed by a transfer facility to arrange transportation services for a sexual assault victim to a treatment facility in the community or area to be served which provides adequate hospital emergency treatment as determined by the Department of Public Health. written plan, developed by a hospital and approved by the Department, which describes the hospital's procedures for transferring alleged sexual assault survivors to another hospital in order to receive emergency treatment.

"Sexual Assault Treatment Facility" shall mean a hospital which renders emergency services to sexual assault victims to include those hospitals providing such services to transfer victims through participation in an area-wide plan.

"Sexual Assault Victim" shall mean any female or male who is a victim of the crimes as defined in the Illinois Criminal Code of 1961 (Ill. Rev. Stat. 1985, ch. 38, pars. 1-1 et seq.) - or crimes -



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~~involving sexual conduct or sexual penetration as defined in Section 11-6, 11-9, 11-11, 12-12, 12-13, 12-14, 12-15, and 12-16.~~

"Sexual Assault Treatment Plan" shall mean a written plan, developed by a hospital and approved by the Department, which describes the hospital's procedures and protocols for rendering hospital emergency treatment to alleged sexual assault survivors who present themselves for such services either directly or through transfer from another hospital.

"Transfer Facility" shall mean a hospital which participates in an areawide plan for sexual assault victim treatment by development of a plan for transfer to the treatment facility; provides only transfer services to alleged sexual assault survivors, pursuant to an approved Sexual Assault Transfer Plan or Community or Areawide Sexual Assault Treatment Plan.

"Treatment Facility" shall mean a hospital which renders emergency treatment to alleged sexual assault survivors, pursuant to an approved Sexual Assault Treatment Plan or Community or Areawide Sexual Assault Treatment Plan.

"Unauthorized Personnel" shall mean all individuals whose presence in the examination room is not desired or required to be present either by the hospital and/or by the patient such as media, etc.

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

## Section 545.25 Incorporated Materials

The following materials are incorporated or referenced in this Part:

## a) State of Illinois Statutes:

- 1) Sexual Assault Survivors Rape-Victims Emergency Treatment Act, (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 87-1. (See Section 545.50(b) Sections 545.40, 545.50, 545.100 of this Part).
- 2) Hospital Licensing Act, (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 142 et seq.) (See Section 545.20 of this Part. definitions of "Hospital Emergency Services", "Hospital", "Licensed General Hospital").
- 3) The Criminal Code of 1961, (Ill. Rev. Stat. 1987, ch. 38, par. 1-1 et seq.) (See Section 545.20 of this Part.

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definition of "Alleged Sexual Assault Survivor Victim".  
4) Crime Victims Compensation Act, (Ill. Rev. Stat. 1987, ch. 70, par. 71 et seq.) (See Sections 545.30(c), 545.60(ed)(6)(D) , 545.90(a)(6) of this Part).

5) "AN ACT in Relation to Criminal Identification and Investigation," (Ill. Rev. Stat. 1987, ch. 38, par. 206-3.2.) (See Section 545.30(d) and Appendix A, Part C(5) of this Part).

6) Section 115-7, Code of Criminal Procedure of 1963, (Ill. Rev. Stat. 1987, ch. 38, par. 115-7.) (See Section 545.60(ed)(6)(D) of this Part).

7) Illinois Public Aid Code, (Ill. Rev. Stat. 1987, ch. 23, par. 1-1 et seq.) (See Section 545.90(a)(2)100, Appendix A, Part C(2) and Appendix B, Part C(3) of this Part).

8) Illinois Insurance Code, (Ill. Rev. Stat. 1987, ch. 73, par. 613 et seq.) (See Section 545.100(a, Appendix A, Part C(2) and Appendix B, Part C(3) of this Part).

## b) Other Materials

1) "After Sexual Assault" written and published by the ILLINOIS COALITION AGAINST SEXUAL ASSAULT and the Illinois Department of Public Health. (See Section 545.60(ed)(6)(b)(D) of this Part).

2) "Crime Victims . . . Financial Aid in Illinois" pamphlet published by the Office of the Illinois Attorney General. (See Section 545.30) Sections 545.30(c) and 545.60(d)(6)(D) of this Part).

(Source: Amended at 12 Ill. Reg. 20790 effective December 1, 1988)

## Section 545.30 Application of Rules

- a) All licensed general hospitals in Illinois shall provide hospital emergency services to alleged sexual assault survivors victims as defined in this Part which shall be described in either a, in accordance with a Department-approved sexual assault treatment or a sexual assault transfer plan, or community or areawide sexual assault treatment plan, that has been approved by the Department.
- b) Sexual Assault treatment facilities and ambulance providers shall

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be-eligible-for-reimbursement-of-billed-charges-which-will-be-reconciled-with-annual-cost-statements-upon-notification-by-the-Department-that-the-treatment-plan-or-transfer-plan-describing-such-participation-of-facility-or-provider-has-been-approved.

All hospitals and ambulance providers which furnish emergency services to alleged sexual assault survivors shall be eligible for reimbursement of billed charges in accordance with the provisions of Section 545.100 of this Part.

- c) All hospitals which provide emergency medical services shall comply with the Crime Victims Compensation Act, (Ill. Rev. Stat. 1987, ch. 70, par. 71, et seq.) the rate-the-area-wide-hospital-emergency-services-plan-to-which-they-belong and any local ordinances, municipal codes, rules or regulations which may apply to the health of sexual assault survivors victims.

- d) All hospitals shall comply with the reporting procedures for sexual assault survivors victims as required by Section 3.2 of "An Act in relation to criminal identification and investigation" (Ill. Rev. Stat. 1987, ch. 38, par. 206-3.2) which reads as follows:

1) IT IS THE DUTY OF ANY PERSON CONDUCTING OR OPERATING A MEDICAL FACILITY, OR ANY PHYSICIAN OR NURSE AS SOON AS TREATMENT PERMITS TO NOTIFY THE LOCAL LAW ENFORCEMENT AGENCY OF THAT JURISDICTION, UPON THE APPLICATION FOR TREATMENT OF A PERSON WHO IS NOT ACCOMPANIED BY A LAW ENFORCEMENT OFFICER, WHEN IT REASONABLY APPEARS THAT THE PERSON REQUESTING TREATMENT HAS RECEIVED:

- A) ANY INJURY RESULTING FROM A DISCHARGE OF A FIREARM.  
B) ANY INJURY SUSTAINED IN THE COMMISSION OF OR AS A VICTIM OF A CRIMINAL OFFENSE.

- 2) ANY HOSPITAL PHYSICIAN OR NURSE SHALL BE FOREVER HELD HARMLESS FROM ANY CIVIL LIABILITY FOR THEIR REASONABLE COMPLIANCE WITH THE PROVISIONS OF THIS SECTION. REPORTING COMPLIANCE SHALL BE INTERPRETED TO MEAN ONLY THAT INFORMATION WHICH DESCRIBES THE ALLEGED CRIMINAL OFFENSE, I.E., SITE, DESCRIPTION OF ASSAILANT, IDENTIFICATION, ETC. MEDICAL INFORMATION AND EVIDENCE COLLECTION SHALL NOT BE RELEASED WITHOUT THE CONSENT OF THE VICTIM.

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

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## Section 545.40 Program Administration

- a) All initial plans and amendments to existing plans for hospital emergency care of alleged sexual assault patients shall be sent-to-the-submitted-for-approval-Bureau;-Illinois-Department-of-Public-Health;-535-West-Jefferson-Street;-Springfield;-Illinois-62761;-for-approval-WITHIN 60 DAYS OF RECEIPT OF THE DEPARTMENT'S REQUEST FOR THIS PLAN (Section 2 of the Act).

- b) THE DEPARTMENT SHALL PERIODICALLY CONDUCT ON SITE REVIEWS OF SUCH APPROVED PLANS WITH HOSPITAL PERSONNEL TO INSURE THAT THE ESTABLISHED PROCEDURES ARE BEING FOLLOWED (Section 2 of the Act).

- c) IF THE DEPARTMENT SURVEYOR DETERMINES THAT THE HOSPITAL IS NOT IN COMPLIANCE WITH ITS APPROVED PLAN, THE SURVEYOR SHALL PROVIDE THE HOSPITAL WITH A WRITTEN LIST OF THE SPECIFIC ITEMS OF NONCOMPLIANCE WITHIN 2 WEEKS OF THE CONCLUSION OF THE ON SITE REVIEW. THE HOSPITAL SHALL HAVE 14 WORKING DAYS TO SUBMIT TO THE DEPARTMENT A PLAN OF CORRECTION WHICH CONTAINS THE HOSPITAL'S SPECIFIC PROPOSALS FOR CORRECTING THE ITEMS OF NONCOMPLIANCE. THE DEPARTMENT SHALL REVIEW THE PLAN OF CORRECTION AND NOTIFY THE HOSPITAL IN WRITING AS TO WHETHER THE PLAN IS ACCEPTABLE OR NONACCEPTABLE (Section 2.1 of the Act). Specific proposals for correcting the items must include the following information in order to be acceptable:

- 1) A timeframe for implementing corrections;
- 2) A description of the activity that will be undertaken to correct the items of noncompliance;
- 3) Identification of the person or persons responsible for implementing the corrections, and
- 4) A clear description of how the standards set forth in this Part will be met.

- d) IF THE DEPARTMENT FINDS THE PLAN OF CORRECTION NONACCEPTABLE, THE HOSPITAL SHALL HAVE 7 WORKING DAYS TO RESUBMIT AN ACCEPTABLE PLAN OF CORRECTION. UPON NOTIFICATION THAT ITS PLAN OF CORRECTION IS ACCEPTABLE, A HOSPITAL SHALL IMPLEMENT THE PLAN OF CORRECTION WITHIN 60 DAYS. (Section 2.1 of the Act).

- e) THE FAILURE TO SUBMIT AN ACCEPTABLE PLAN OF CORRECTION OR TO IMPLEMENT THE PLAN OF CORRECTION, WITHIN THE TIME FRAMES REQUIRED IN THIS SECTION, WILL SUBJECT A HOSPITAL TO THE IMPOSITION OF A FINE BY THE DEPARTMENT. THE DEPARTMENT shall IMPOSE A FINE OF \$100.00 PER DAY UNTIL A HOSPITAL COMPLIES WITH THE REQUIREMENTS OF THIS SECTION. (Section 2.1 of the Act).

- f) BEFORE IMPOSING A FINE PURSUANT TO THIS SECTION, THE DEPARTMENT SHALL PROVIDE THE HOSPITAL VIA CERTIFIED MAIL WITH WRITTEN NOTICE



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AND AN OPPORTUNITY FOR AN ADMINISTRATIVE HEARING. SUCH HEARING MUST BE REQUESTED WITHIN TO WORKING DAYS OF RECEIPT OF THE DEPARTMENT'S NOTICE. ALL HEARINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE DEPARTMENT'S RULES IN ADMINISTRATIVE HEARINGS. (77 Ill. Adm. Code 100) (Section 2.1 of the Act).

g) The Department shall strictly maintain the confidentiality of all patient identities and medical information provided during a site survey or otherwise received by the Department pursuant to this Part.

b) Questions regarding this Part or related materials should be addressed as indicated in Section 545.40(a).

(Source: Amended at 12 Ill. Reg. 20790 effective December 1, 1988)

Section 545.50 Development of Area-wide Plans

a) All licensed general hospitals in Illinois shall provide hospital-emergency services to alleged sexual assault victims who apply for such services as defined in this Part.

b) Such services shall include, but are not limited to: a uniform system for recording medical examinations; evidence collection to be released to law enforcement personnel; and information relative to the health, safety and welfare of the patient which shall be preserved in a confidential manner with consent of the victim in accordance with requirements as defined in the Rape Victims Emergency Treatment Act. (Ill. Rev. Stat., 1985, ch. 111-1/2, par. 87-1, et seq.)

c) A hospital may be exempted from subsection (a) above by participating in an area-wide hospital-emergency services plan. Such a plan shall describe the role of all hospitals in the area and indicate which hospital will provide services in accordance with the requirements of a sexual assault treatment plan.

d) The participating transfer hospitals shall describe participation in an area-wide plan through submission of a Sexual Assault Transfer Plan as defined in Section 545.40.

a) A HOSPITAL IS AUTHORIZED TO PARTICIPATE, IN CONJUNCTION WITH ONE OR MORE OTHER HOSPITALS OR HEALTH CARE FACILITIES, IN A COMMUNITY OR AREA-WIDE PLAN FOR THE FURNISHING OF HOSPITAL EMERGENCY SERVICES TO ALLEGED SEXUAL ASSAULT SURVIVORS ON A COMMUNITY OR AREA-WIDE BASIS PROVIDED EACH HOSPITAL PARTICIPATING IN SUCH A PLAN SHALL FURNISH SUCH HOSPITAL EMERGENCY SERVICES AS IT IS DESIGNATED TO PROVIDE IN THE PLAN AGREED UPON BY THE PARTICIPATING HOSPITALS TO ANY ALLEGED

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SEXUAL ASSAULT SURVIVOR WHO APPLIES FOR SUCH HOSPITAL EMERGENCY SERVICES IN RELATION TO INJURIES OR TRAUMA RESULTING FROM THE SEXUAL ASSAULT. (Section 3 of the Act).

b) ALL SUCH PLANS SHALL BE SUBMITTED TO THE DEPARTMENT FOR APPROVAL PRIOR TO SUCH PLAN BECOMING EFFECTIVE. THE DEPARTMENT SHALL APPROVE SUCH PLAN IF IT FINDS THAT THE IMPLEMENTATION OF THE PROPOSED PLAN WOULD PROVIDE AN ADEQUATE HOSPITAL EMERGENCY SERVICE FOR THE PEOPLE OF THE COMMUNITY OR AREA TO BE SERVED (Section 4 of the Act).

c) A community or area-wide plan shall be considered adequate if it includes a narrative description of the role of each participating hospital or health care facility, as well as individual treatment or transfer plans for each hospital which contain the information required by Sections 545.80 and 545.90 of this Part.

d) All licensed general hospitals which do not participate in a Department-approved community or area-wide plan shall develop, and submit to the Department for approval, a Sexual Assault Treatment Plan or a Sexual Assault Transfer Plan (See, Sections 545.80, 545.90 of this Part).

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

Section 545.60 Minimum Standards for the Treatment of Alleged Sexual Assault Survivors Requirements of Sexual Assault Treatment Plans

a) An appropriate medical examination shall be performed and shall include but not be limited to the following:

- 1) General physical examination,
- 2) Serological test for syphilis,
- 3) Appropriate stains and cultures for sexually transmitted diseases including but not limited to culture for gonorrhea, wet mount test for trichomoniasis, and test for chlamydia when available. Cultures for gonorrhea and chlamydia shall be collected from vagina, cervix, penile urethra, anus and/or oropharynx as dictated by the nature of the alleged assault,
- 4) Urine Analysis (for purposes of identifying sperm, trichomoniasis or fungus),
- 5) Pregnancy test for all females of childbearing age.

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eb) An appropriate medical record shall be developed and shall include, but not be limited to the following information:

- 1) The medical record shall show if the patient changed clothes, bathed or douched, defecated, urinated, ate, smoked, or performed oral hygiene between the time of the alleged assault and the time of the examination.
- 2) The medical record shall indicate presence of all trauma, major or minor, which may be used in a criminal proceeding (i.e., cuts, scratches, bruises, red marks, any minor signs of trauma). Photographs of incidence of trauma may be taken for evidentiary purposes with the written consent of the patient or the patient's parent or guardian if the patient is a minor. In the event the patient is a minor and the parent or guardian is not immediately available, photographs may be taken but shall be released to law enforcement personnel and State's Attorney staff only with written consent of parent or guardian. If consent is refused, all photographs and negatives shall be given to the parent or guardian without charge.
- 3) The medical record shall not reflect any conclusions regarding whether a crime (e.g. criminal sexual assault, criminal sexual abuse) occurred. Merely record alleged sexual assault, or "patient states..."
- 4) Medical history shall include brief, general information concerning possible injury, drug allergies, and for female patients a detailed gynecological history must be obtained including: Menstrual history (LMP, PMP), whether the patient knows or believes that she is pregnant, history of prior gynecological surgery such as hysterectomy or tubal ligation, history of contraceptive use, history of cancer and any prior genital injury or trauma.
- 5) The medical record shall indicate the presence of any and all persons during the examination process.
- 6) The medical record shall document the compliance with each procedure required by Section 545.60(d) of this Part.
- 7) The medical record shall indicate whether a report was filed with the Department of Children and Family Services.
- 8) The medical record shall include a completed emergency room admission form.
- 9) All medical records for alleged sexual assault survivors shall

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be maintained through a filing system which allows for immediate accessibility during Department surveys.

d)c)

The appropriate Evidence Collection Kit shall be used. ~~Appropriate evidence collection shall include all components contained in the Evidence Collection Kit for Sexual Assault Examination. Evidence shall be collected in the manner prescribed by the Instruction Sheet and Notes to the Physician contained in the kit. Release of evidence and information concerning the alleged sexual assault requires the signature of the parent or legal guardian in the case of a minor.~~

e)d)

Appropriate minimum standards to insure the welfare and privacy of the patient shall be followed and shall include but not be limited to the following procedures:

- 1) A member of the health care team ~~must~~ shall respond within minutes to move the patient to a closed environment to insure privacy.
- 2) The patient shall receive oral and written information concerning the possibility of infection and sexually transmitted disease together with a description of the more common symptoms, signs and complications of these diseases. The patient shall also receive oral and written information on the need for a second blood test six weeks later to determine the presence or absence of sexually transmitted disease.
- 3) The patient shall receive oral and written information concerning pregnancy resulting from the assault as determined by physical findings and fertility status, available types of prevention of unwanted pregnancy and side effects, significant contraindications, complications and limitations of the method employed.
- 4) The patient shall receive oral and written information concerning accepted medical procedures, medication and significant contraindications of such medications.
- 5) If, for any reason, the patient is incapable of receiving such oral and written information, said information shall be given to the caregiver/guardian.
- 6) The patient shall receive appropriate counseling which provides:
  - A) Emotional support<sub>1</sub>
  - B) Confidentiality<sub>1</sub>



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C) Explanations of treatment and related questioning to insure that the patient understands such procedures are necessary for his/her health, safety and welfare.

D) Distribution of the sexual assault brochure from the Department. This brochure contains information concerning criminal justice agencies and questioning of same; the Crime Victims Compensation Act (11 Rev. Stat., 1985, ch. 70, par. 71 et seq.); the reporting of crime to police; patient consent procedures; and Section 115-7 of the Code of Criminal Procedure of 1963 (11 Rev. Stat., 1985, ch. 38, par. 115-7).

Distribution of the Department's brochure "After Sexual Assault" and the Illinois Attorney General's pamphlet "Crime Victims...Financial Aid in Illinois" (See, Section 505.25(b) of this Part), and

E) Referrals which may include counseling centers, consultation with social and law enforcement agencies and volunteer services.

7) All unauthorized personnel including law enforcement personnel must remain outside the examination room during the medical examination. For the alleged sexual assault survivor victim who is, at the time of the examination and treatment, in custody or under arrest, if the staff is in jeopardy due to violent behavior of the client or if there is evidence the client would attempt to flee, local law enforcement officers should be posted outside the emergency treatment room door to facilitate prompt response if beckoned by the Emergency Room staff.

(Source: Amended at 12 Ill. Reg. 20790 effective December 1, 1988)

# Section 545.65 Minimum Standards for the Transfer of Alleged Sexual Assault Survivors

a) Appropriate emergency services shall be provided if the alleged sexual assault survivor requires initial resuscitation or other emergency care, including but not limited to maintenance of a patent airway, adequate respiration, control of hemorrhage, maintenance of adequate circulation, spinal stabilization, splinting of fractures, and establishment of an intravenous route, if indicated, so that the survivor can be safely transported to another hospital. Emergency services shall be rendered only for those injuries that the physician deems medically unsafe to postpone until transfer to

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another facility. Law enforcement personnel, regardless of gender, shall not be present during any physical examination conducted pursuant to this Section.

b) A member of the health care team shall respond within minutes to insure privacy, shall refer to such patients by code to avoid embarrassment (e.g., Code A), and shall offer a private room should a short wait be unavoidable.

c) The alleged sexual assault survivor shall be given a tactful and humane explanation concerning the reason for the referral to another hospital for treatment.

d) The emergency room personnel shall notify the receiving hospital of the referral of the alleged sexual assault survivor.

e) An emergency room treatment record shall be completed and a copy transported with the patient to the receiving treatment facility. This record shall include:

1) A completed emergency room admission form,

2) Physicians' findings, if any,

3) Nurses' notes,

4) The name and relationship to the patient, if known, of any person present during an examination conducted pursuant to this Section, and

5) If any examination was conducted or treatment rendered pursuant to subsection (a) of this Section, the record shall indicate the presence of any trauma or injury (e.g., cuts, scratches, bruises, red marks, broken bones, etc.).

6) The record shall not reflect any conclusions regarding whether a crime (e.g. criminal sexual assault, criminal sexual abuse) occurred. Merely record "alleged sexual assault", or "patient states..."

f) The hospital shall maintain a chain of evidence in the handling of the alleged sexual assault survivor and his or her clothing.

1) The hospital shall handle the patient and clothing as minimally as possible.

2) The hospital shall not attempt to obtain any specimens for evidentiary purposes (e.g., blood, saliva, hair samples, etc.)

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3) If it is necessary to remove any clothing in order to render emergency services as described in Section 545.65(a) of this Part, removal should be attempted without cutting, tearing or shaking the garments.

4) All loose or removed articles of clothing or other possessions of the patient shall be left to dry if possible, placed in separate paper bags, and then placed in one larger paper bag. The bag shall be sealed and labeled with the patient's name, the names of the health care personnel in attendance, the contents, the date, and the time collected. The bag shall be transported with the patient to the receiving treatment facility.

g) If the alleged sexual assault survivor was brought to the transfer facility by the police, a friend, or family member, and has no life-threatening conditions, the survivor may be transported by the police or by the friend or family member to a treatment facility, with the consent of the survivor. All other transfers shall be by ambulance.

h) A transfer facility shall transport or refer an alleged sexual assault survivor only to a treatment facility designated in its approved transfer plan.

i) The hospital shall offer to call a friend, family member or survivor advocate to accompany the survivor for emotional support.

(Source: Added at 12 Ill. Reg. 20790, effective December 1, 1988)

## Section 545.70 Requirements of Sexual Assault Transfer Plan (Repealed)

a) A Sexual Assault Transfer Plan must contain:

- 1) Identification of the Transfer Facility and Sexual Assault Treatment facility to which victims will be transferred.
- 2) Arrangements made concerning participation in an area-wide plan.
- 3) Reason(s) for electing to participate as a transfer facility rather than a treatment facility. The community should determine which hospitals present the fewest problems in terms of geographic location and accessibility. At the same time, the hospitals existing facilities and services should be considered. Hospitals and other agencies in the community should formalize the central receiving hospital arrangement through such means as contracts, letters of agreement, or

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standard operating procedures.

4) Distance from sexual assault treatment facility.

5) Estimate of maximum distance a victim may have to travel to receive treatment.

6) Description of the type of ambulance compensation arrangements available and identification of ambulance provider(s).

b) A transfer facility must provide prompt service within minutes to a sexual assault victim to insure privacy and refer to such patients by code to avoid embarrassment (i.e., code A) offer a private room should a short wait be unavoidable, explain in a sympathetic manner the reason a transfer is needed, and offer to phone a relative or friend should the patient need assistance and support.

e) A Sexual Assault plan which does not meet the criteria described in this Part must be rewritten and resubmitted within 60 days to include recommendations made by the Department which will assure compliance.

(Source: Repealed at 12 Ill. Reg. 20790 effective December 1, 1988)

## Section 545.80 Approval of a Sexual Assault Treatment Plans

In order to be approved by the Department, a Sexual Assault Treatment Plan shall be completed using the form provided in Appendix A of this Part.

a) In order to be eligible for reimbursement for services under this Part, a Hospital's Sexual Assault Treatment Plan must contain the following information in addition to that contained in Section 545.60:

- 1) The name of the hospital providing emergency services and any transfer facilities participating in an area-wide plan.
- 2) The individual fiscal agent who is responsible for billing.
- 3) A description of the type of physician compensation arrangements available for the hospital emergency care of the patient (i.e., whether these physicians are paid through contract with the hospital or provide fee-for-service not billed through the hospital).
- 4) A narrative description or copy of any local ordinances,



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municipal codes; Rules or Regulations which may apply to the health care or reporting procedures for Sexual Assault Victims in the Hospital's area.

- 5) A description of the public education efforts to be made to instruct the potential patient as well as other health care facilities, law enforcement agencies, criminal justice personnel, local sexual assault crisis centers and social service agencies regarding services available for victims of sexual assault.

(Source: Amended at 12 Ill. Reg. 20790 effective December 1, 1988)

#### Section 545.90 Conditions of Approval of a Sexual Assault Transfer Plan

In order to be approved by the Department, a Sexual Assault Transfer Plan shall be completed using the form provided in Appendix B of this Part.

- a) The following conditions of approval shall apply to all Sexual Assault treatment plans. These conditions are enumerated below to insure that all treatment facilities are informed and aware of their responsibilities in accordance with this Part.
  - 1) The Hospital will provide hospital emergency services to sexual assault victims in accordance with the minimum standards of the Rape Victims Emergency Treatment Act and with this Part.
  - 2) The Hospital will submit requests for reimbursement for hospital emergency services for all alleged sexual assault victims who are not eligible under the Illinois Public Aid Code (Ill. Rev. Stat. 1985, ch. 23, par. 1-1 et seq.) and who are not covered by a policy of insurance.
  - 3) The Hospital will submit billings to the Department on properly authenticated vouchers supplied by the Department for all eligible patients for whom hospital emergency services were provided according to the approved treatment plan.
  - 4) The Hospital will maintain all patient records, accounting records, or other evidence pertaining to the cost incurred and make such materials available for the purpose of an audit to be performed at the discretion of the Department.
  - 5) The Hospital will comply with the reporting procedures for sexual assault victims as specified in Section 545.30(d).

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- 6) The Hospital will post information concerning crime victim compensation to comply with the Crime Victims Compensation Act, (Ill. Rev. Stat. 1985, ch. 70, par. 71 et seq.).
- 7) The Department will protect the confidentiality of medical information and identity of patients.
- 8) The Department will reimburse the Hospital its billed charges as the customary charges to the general public which will be reconciled with annual cost statements.
- b) The following conditions of approval shall apply to all Sexual Assault Transfer Plans. These conditions are enumerated below to insure that all transfer facilities are informed and aware of their responsibilities in accordance with the rules pursuant to the Rape Victims Emergency Treatment Act, (Ill. Rev. Stat. 1985, ch. 11-1/2, par. 87-1 et seq.).
  - 1) The Hospital shall provide emergency services, if the alleged sexual assault victim requires initial resuscitation or first aid so that the victim can be safely transported to another hospital. Only those injuries should be treated that the physician deems medically unsafe to postpone until transfer to another facility.
  - 2) The Hospital shall give a tactful and humane explanation to the victim concerning the reason for the referral to another hospital.
  - 3) The emergency room personnel shall notify the receiving hospital of the referral of the sexual assault victim and shall send a copy of the emergency room treatment form with the victim.
  - 4) If the alleged sexual assault victim does not wish the involvement of the police in the transportation to the treatment facility, the hospital shall contact one of the local ambulance services to transport the alleged sexual assault victim to one of the Hospitals described in their sexual assault transfer plan.
  - 5) The Hospital shall maintain a chain of evidence in the handling of the alleged sexual assault victim. The victim should be handled as minimally as possible if there are any loose articles of clothing or other possessions of the alleged sexual assault victim; they should be left to dry if possible; placed in separate paper bags, and then in one large paper bag and

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seated-for-transporting-to-the-crime-laboratory-by-authorized-law-enforcement-personnel.

- 6) The Hospital shall offer to call a friend, family member or victim advocate to accompany the victim for emotional support.

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

## Section 545.100 Reimbursement Reimbursable Costs

- a) As defined in the Rape Victims Emergency Treatment Act, the Department will reimburse for emergency services for alleged sexual assault victims who are not eligible under the Illinois Public Aid Code or covered by a policy of insurance as defined in the Illinois Insurance Code (Ill. Rev. Stat., 1985, ch. 73, par. 613 et seq.).
- b) Reimbursement for such services will be assumed by the Department when the Sexual Assault Treatment Plan or Sexual Assault Transfer Plan has been received, filed, and approved by the Department, the respective facility will then receive a notification of approval with accompanying billing protocol.
- c) The Department will not directly reimburse patients, physicians, ambulance providers or other parties, the hospital outpatient billing department will serve as the focal point for billing and reimbursement for all services provided to victims of sexual assault on an outpatient basis. Charges for inpatient care are not covered.
- d) All charges arising from emergency care to the patient which are directly related to an alleged sexual assault as required in this Part may be submitted for reimbursement. Under no circumstances is the patient to be billed for outpatient services provided. Such services will be accomplished within the Emergency Department (Room) of a hospital approved to provide such care under this Part or under the direction of an attending physician at such a facility who is supervising or providing the hospital emergency care of the patient. Reimbursement requests from the hospital may include physician, laboratory, x-ray, pharmacy, physician consultation, ambulance services, and other charges if they are for hospital emergency care directly related to the sexual assault and incurred within 72 hours of the alleged assault. The hospital must indicate that the patient is not eligible for Public Aid and is not covered for these services by a policy of insurance. The Department will also reimburse the laboratory charges for the six weeks follow-up blood test. The hospital will be paid its billed charges as the

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emergency charges to the general public which will be reimbursed with annual cost statements. Physicians fees should be those considered usual and customary in the community.

WHEN ANY HOSPITAL OR AMBULANCE PROVIDER FURNISHES EMERGENCY SERVICES TO ANY ALLEGED SEXUAL ASSAULT SURVIVOR WHO IS NEITHER ELIGIBLE TO RECEIVE SUCH SERVICES UNDER THE ILLINOIS PUBLIC AID CODE (Ill. Rev. Stat. 1987, ch. 23, pars 1-1 et seq., as amended) NOR COVERED AS TO SUCH SERVICES BY A POLICY OF INSURANCE, as defined in the Illinois Insurance Code (Ill. Rev. Stat. 1987, ch. 73, pars. 613 et seq., as amended), THE HOSPITAL AND AMBULANCE PROVIDER SHALL FURNISH SUCH SERVICES TO THAT PERSON WITHOUT CHARGE, AND SHALL BE ENTITLED TO BE REIMBURSED BY THE DEPARTMENT FOR ITS BILLED CHARGES IN PROVIDING SUCH SERVICES, under the following conditions (Sections 6.3 and 7 of the Act):

- a) A hospital, regardless of whether it is licensed by the Department, shall be eligible for reimbursements only after receiving Department approval for its Sexual Assault Treatment or Transfer Plan (See, Section 545.80 and 545.90), or its participation in an approved Community or Area-wide Sexual Assault Treatment Plan (See, Section 545.50).
- b) Charges for outpatient emergency care and ambulance transportation shall be reimbursed only through the hospital outpatient billing department.
- 1) Patients, physicians and ambulance providers shall not be directly reimbursed by the Department.
  - 2) Charges for inpatient care shall not be reimbursed.
  - 3) Charges must be directly related to emergency care rendered for injuries or trauma resulting from an alleged sexual assault and/or completion of the Evidence Collection Kit.
  - 4) Such services shall have been provided within the hospital emergency department (room), under the direction of an attending physician at the facility who supervised or provided the hospital emergency care of the patient, or during the ambulance transport of the patient.
  - 5) Charges may include, but not be limited to, physician, laboratory, x-ray, pharmacy and ambulance services, including laboratory charges for the six week follow-up blood test.
  - 6) The billed charges for services to alleged sexual assault survivors shall be no greater than the hospital's or ambulance



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provider's customary charges to the general public for those types of services. Physician fees shall be no greater than those considered usual and customary in the community. All billed charges shall be reconciled with the hospital's annual cost statements.

c) The hospital shall maintain sufficient records to document its charges for services to each patient. Such records shall be available for Department review upon its request and shall contain at least the following:

- 1) Patient name, address, date of birth, social security number, marital status, sex, employer, name of parent or guardian (if minor patient).
- 2) Date of Service.
- 3) Hospital patient number, name of attending physician.
- 4) List of services provided.
- 5) Charges for each service.
- 6) Any documentation concerning the patient's lack of insurance coverage, and
- 7) An annual cost statement covering each service provided or available to alleged sexual assault survivors.

d) The hospital outpatient billing shall submit the following documentation in order to be considered for reimbursement:

- 1) The Illinois Department of Public Health Sexual Assault Survivor Program Outpatient Hospital Billing Form to be completed for each patient.
- 2) A State of Illinois Invoice Voucher, (Form C-13-7 Part (Rev. 3-83)), which may include the required information on multiple patients if more than one reimbursement is being sought through a single request. The voucher shall be completed as follows:

- A) Item 2: Federal identification number,
- B) Item 3: Hospital name, address,
- C) Item 10: Number of alleged sexual assault survivors for whom services were rendered, hospital patient

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number for each patient, date of alleged sexual assault for each patient (if known).

- D) Item 14: Total amount of charges for each patient, and
- E) Item 17: Total amount of reimbursement being sought.
- 3) A legible copy of the emergency room admission form.
- e) Under no circumstances shall an alleged sexual assault survivor be billed for outpatient hospital or ambulance emergency care or transportation.
- f) A request for reimbursement which has been rejected by the Department shall be returned via certified mail accompanied by an explanation which specifies the basis for rejection. Corrected or amended requests may be resubmitted to the Department.

(Source: Section repealed, new Section adopted at 12 Ill. Reg. 20790, effective December 1, 1988)

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Appendix A Sexual Assault Treatment Plan Form-Prospectus  
f9PH

## Sexual Assault Treatment Plan

Instructions: This form describes the minimum components of a Sexual Assault Treatment Plan. References to the "Regulations" mean the Illinois Department of Public Health Rules and Regulations for the Sexual Assault Survivors Emergency Treatment Code (77 Ill. Adm. Code 545). All responses shall be written as clearly and succinctly as possible. If additional sheets are necessary, attach those sheets to the page on which the information is originally requested. A completed copy of the Plan shall be retained by the Hospital. The completed Plan shall be sent to:

Illinois Department of Public Health  
Division of Emergency Medical Services  
and Highway Safety  
525 West Jefferson Street, 3rd Floor  
Springfield, Illinois 62761

## PART A

Name of Treatment Hospital: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Contact Person for Program: \_\_\_\_\_

(Name) (Job Title)

(Telephone Number)

Contact Person for Billing: \_\_\_\_\_

(Name) (Job Title)

(Telephone Number)

Estimated number of patients served in coming FY: \_\_\_\_\_

Estimated costs of patients served in coming FY: \_\_\_\_\_

Community or Area-wide Plan: Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, names of participating transfer facilities: \_\_\_\_\_

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If yes, names of participating transfer facilities (continued):

For office use only Facility area no. \_\_\_\_\_

The following pages will describe all components of a sexual assault emergency treatment plan. All responses should be written as clearly and succinctly as possible. If additional sheets are necessary, attach those sheets to the sheet on which the original information is requested. While writing the plan, each respondent should review the Rules and Regulations regarding each section to insure a full and complete description. Additionally, each emergency treatment facility should familiarize themselves with pertinent legislation in order to implement a responsive Sexual Assault Emergency Treatment Plan which complies with the Rules and Regulations pursuant to Chapter 111-1/2, Paragraph 87-1 et seq., Illinois Revised Statutes (Attachment 1). This legislation includes the Rape Shield Law, Reporting Compliance, and the Crime Victims Compensation Act which should be adopted and distributed to appropriate medical personnel who will implement the program. The Evidence Collection Kit should be used as a standard component of the plan.

Copies of the completed prospectus should be sent to:

Illinois Department of Public Health  
Division of Emergency Medical Services  
--and-- Highway Safety  
525 West Jefferson Street, 3rd Floor  
Springfield, Illinois 62761

## PART B

1. Describe the geographic area to be covered by the treatment facility, procedures which will be adopted that are compatible with the needs of alleged sexual assault survivors victims, type of staff available, and steps which will be taken for public education at least annually to insure that such a program is understood by other medical facilities, police, State's Attorneys, local rape sexual assault crisis centers, social services agencies, and citizens groups. If the



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treatment facility is part of an area-wide a community or areawide plan, the hospital shall formalize the arrangements by contracts, letters of agreement or standard operating procedures. (See Section 545.60(e)(6)(E) of the Regulations and attach any agreements to the plan).

2. Describe the reimbursement mechanism utilized for physicians, ambulance services, etc. (See Section 545.100 of the Regulations).
3. Describe any local ordinances, municipal codes, rules or regulations, which apply to the health care or reporting procedures for alleged sexual assault survivors victims in the hospital's area.
4. State whether the Evidence Collection Kit Medical Report Form for Sexual Assault Cases is used as a permanent medical record and approved by your Records Review Committee. If it is used only as a worksheet, insure that the permanent medical record sheet contains all information described on the Medical Report Form and attach a copy. Note (See Section 545.60(e)(b) of the Rules-and-Regulations).
5. Attach copies of appropriate forms distributed to victim survivors which describe:
  - a) Risk of sexually transmitted diseases and infections.
  - b) Types of medication for sexually transmitted diseases and side effects.
  - c) Medical procedures, medication given, and possible contraindication of such medication.
  - d) Necessity of six weeks follow-up test to prevent syphilis.
  - e) Information which describes fertility status, available types of prevention of unwanted pregnancy and side effects, contraindications, complications, etc. If hospital does not provide such counseling because of religious preferences, this requirement may be met by listing various sexual assault counseling centers available in the area.

(The Evidence Collection Kit Patient Information Sheet should shall be used as a component of written information distribution). (See Section 545.60(e)(d)(2), (3), (4) of the Regulations).

6. Describe evidence collection procedures to be taken. Evidence Collection Instruction Sheet and Notes to Examining Physician sheet may be used and attached. If this is not used, the description must contain all information described on the Instruction Sheet, to insure standardized collection for analysis at the State Crime Lab(s).

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7. Describe counseling available for sexual assault survivors victims. Counseling services must shall comply with Section 545.60(e)(d)(1), (6) of the Illinois-Department-of-Public-Health-Rules and Regulations.

## PART C

8. Review and sign the conditions of approval:

## CONDITIONS OF APPROVAL

The following conditions of approval shall apply to all Sexual Assault Emergency Treatment Programs. These conditions are enumerated below to insure that all treatment facilities are informed and aware of their responsibilities in accordance with the Rules and Regulations (77 Ill. Adm. Code 545) and the Sexual Assault Survivors Emergency Treatment Act (111. Rev. Stat. 1987, 1985 ch. 111 1/2, pars. 87-1 et seq.

1. The Hospital will shall provide hospital emergency services to alleged sexual assault survivors victims, with the consent of the sexual assault survivor victim and as ordered by the attending physician, in accordance with the minimum standards of the Sexual Assault Survivors Rape-Victims Emergency Treatment Act and with the Rules and Regulations prescribed by the Department, pursuant-thereof. (See, Section 545.60 of the Regulations).
2. The Hospital will-submit-requests-for-reimbursement-for-hospital-emergency-services, and any-portion-thereof, for-all-alleged-sexual-assault-victims who are-neither-eligible-under-the-Illinois-Public-Aid-Code nor covered-by-insurance.
3. The Hospital shall provide such services at no direct charge to the patient. If the patient is neither eligible to receive such services under the Illinois Public Aid Code nor is covered by a policy of insurance, the Hospital shall seek reimbursement only from the Department.
4. The Hospital will shall submit billings to the Department on properly authenticated vouchers supplied by the Department for all eligible patients for whom hospital emergency services were provided under-this-Agreement, pursuant to its approved Treatment Plan.
5. The Hospital will shall maintain all patient records, accounting records, or other evidence pertaining to the cost incurred and make such materials available for three (3) years or until completion of any outstanding audit.

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5. The Hospital will shall comply with the reporting procedures for sexual assault survivors victims as required by Section 3.2 of "AN ACT in relation to criminal identification and investigation" (Ill. Rev. Stat. 1987, Ch. 38, par. 206-3.2) which reads as follows:

"IT IS THE DUTY OF ANY PERSON CONDUCTING OR OPERATING A MEDICAL FACILITY, OR ANY PHYSICIAN OR NURSE AS SOON AS TREATMENT PERMITS TO NOTIFY THE LOCAL LAW ENFORCEMENT AGENCY OF THAT JURISDICTION, UPON THE APPLICATION FOR TREATMENT OF A PERSON WHO IS NOT ACCOMPANIED BY A LAW ENFORCEMENT OFFICER, WHEN IT REASONABLY APPEARS THAT THE PERSON REQUESTING TREATMENT HAS RECEIVED:

- (1) ANY INJURY RESULTING FROM A DISCHARGE OF A FIREARM.
- (2) ANY INJURY SUSTAINED IN THE COMMISSION OF OR AS A VICTIM OF A CRIMINAL OFFENSE.

ANY HOSPITAL PHYSICIAN OR NURSE SHALL BE FOREVER HELD HARMLESS FROM ANY CIVIL LIABILITY FOR THEIR REASONABLE COMPLIANCE WITH THE PROVISION OF THIS SECTION. REPORTING COMPLIANCE SHALL BE INTERPRETED TO MEAN ONLY THAT INFORMATION WHICH DESCRIBES THE ALLEGED CRIMINAL OFFENSE, I.E., SITE, DESCRIPTION OF ASSAILANT, IDENTIFICATION, ETC. MEDICAL INFORMATION AND EVIDENCE COLLECTION SHALL NOT BE RELEASED WITHOUT THE CONSENT OF THE VICTIM."

6. The Hospital will shall post information in the emergency room concerning crime victim compensation to comply with the Crime Victim Compensation Act in the emergency room to comply with the Act as required by the Illinois Statutes, Chapter 70, Section 21 et seq. (Ill. Rev. Stat. 1987, ch. 70, pars. 71 et seq.).

7. The Department of Public Health will protect the confidentiality of medical information and identity of patients.

8. The Department of Public Health will reimburse the Hospital its billed charges as the customary charges to the general public which will be reimbursed with annual cost statements.

FOR THE HOSPITAL:

Administrator

(Source: Amended at 12 Ill. Reg. 20790, effective December 1, 1988)

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Appendix B Prospective Sexual Assault Transfer Plan Form  
IDPH-  
Sexual Assault Transfer Plan

Instructions: This form describes the components of a Sexual Assault Transfer Plan. References to the "Regulations" mean the Illinois Department of Public Health Rules and Regulations for the Treatment of Sexual Assault Survivors (77 Ill. Adm. Code 545). All responses shall be written as clearly and succinctly as possible. If additional sheets are necessary, attach those sheets to the page on which the information is originally requested. A completed copy of the Plan shall be retained by the Hospital. The completed Plan shall be sent to:

Illinois Department of Public Health  
Division of Emergency Medical Services  
and Highway Safety  
525 West Jefferson Street, 3rd Floor  
Springfield, Illinois 62761

PART A

Name of Treatment Transfer Hospital: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Contact Person for Program: \_\_\_\_\_

(Name) \_\_\_\_\_ (Job Title) \_\_\_\_\_

(Telephone Number) \_\_\_\_\_

Contact Person for Billing: \_\_\_\_\_

(Name) \_\_\_\_\_ (Job Title) \_\_\_\_\_

(Telephone Number) \_\_\_\_\_

Estimated number of patients transferred in coming FY: \_\_\_\_\_

Estimated costs of patients transferred in coming FY: \_\_\_\_\_

Name of affiliated Treatment Facility: \_\_\_\_\_

Distance of Transfer Hospital from affiliated Treatment Facility: \_\_\_\_\_

Estimate of maximum distance patient may have to travel to receive treatment: \_\_\_\_\_



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Name, telephone number and address of ambulance provider(s):

For office use only: Facility area no:

The following pages will describe all components of a sexual assault transfer plan. All responses should be written as clearly and succinctly as possible. If additional sheets are necessary, attach these sheets to the sheet on which the original information is requested. While writing the plan, each respondent should review the Rules and Regulations regarding each section to insure a full and complete description.

Copies of the completed prospectus should be sent to:

Illinois Department of Public Health  
Division of Emergency Medical Services  
--and-- Highway Safety  
525 West Jefferson Street, 3rd Floor  
Springfield, Illinois 62761

PART B

1. Describe the geographic area to be covered by the treatment transfer facility, procedures which will be adopted that are compatible with the needs of alleged sexual assault survivors victims, type of staff available, and steps which will be taken for public education at least annually to insure that such a program is understood by other medical facilities, police, state's attorneys, local sexual assault crisis centers, social services agencies, and citizens groups. The hospital shall formalize the transfer arrangements with the one or more treatment facility facilities by contracts, letters of agreement or standard operating procedures. (See Section 545.70(a)(3)65 of the Regulations and attach any jointly signed agreements to the plan.)

2. Describe the hospital's reasons for electing to participate provide services to alleged sexual assault survivors as a transfer hospital facility rather than a treatment facility. The community should determine which hospital(s) present the fewest problems in terms of geographic location and accessibility. At the same time, the hospitals existing facilities and services should be considered. Hospitals and other agencies in the community shall formalize the central receiving hospital arrangement through such means as contracts, letters of agreement or standard operating procedures. (See Section 545.70.) Factors which should be discussed include accessibility to the community,

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existing hospital facilities and services, availability and location of nearby treatment facilities, and any other relevant community health planning considerations.

3. Describe compensation the reimbursement mechanism utilized for physicians, ambulance provider(s) services, etc. Hospitals may submit bills for transportation costs for ambulance services. The hospital service. The hospital shall formalize arrangements by contract, letters of agreement etc. (See Section 545.100 of the Regulations) (e), (d) and attach any agreements to plan.

4. Describe any local ordinances, municipal codes, rules or regulations which apply to the health care or reporting procedures for alleged sexual assault survivors in the hospital's area.

5. 4. Describe supportive the procedures which will be taken to insure privacy of and support for the survivor victim. Services shall be in accordance with Section 545.70(b) 65(b), (c), (g) and (i) of the Rules and Regulations.

6. Attach a copy of the emergency room treatment record which shall be used as required by Section 545.65(e) of the Regulations.

CONDITIONS OF APPROVAL

Transfer Facility

Hospital will refer alleged sexual assault victims rather than treat such cases. If an alleged sexual assault victim is brought to Hospital, the following protocol is followed:

PART C

Review and sign the conditions of Approval:

CONDITIONS OF APPROVAL

The following conditions of approval shall apply to all Sexual Assault Emergency Transfer Programs. These conditions are enumerated below to insure that all transfer facilities are informed and aware of their responsibilities in accordance with the Rules and Regulations (77 Ill. Adm. Code 545) and the Sexual Assault Survivors Emergency Treatment Act (111. Rev. Stat. 1987, ch. 111 1/2, pars. 87-1 et seq., as amended by Public Act 85-577, effective September 18, 1987).

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1. The Hospital shall provide emergency services if the alleged sexual assault survivor ~~victim~~ requires initial resuscitation ~~at first aid~~ or other emergency care so that the survivor ~~victim~~ could be safely transported to another hospital. Only those injuries should be treated that the physician deems medically unsafe to postpone until transfer to another facility. (See Section 545.65(a) of the Regulations).
2. The Hospital shall give a tactful and humane explanation of the referral to another hospital.
3. The emergency room personnel shall notify the receiving hospital of the referral of the alleged sexual assault victim and shall send a copy of the emergency room treatment form with the victim.
4. If the alleged sexual assault victim did not wish the involvement of the police for transportation purposes, the Hospital shall contact one of the local ambulance services for transporting the victim to one of the Hospitals.
5. The Hospital shall maintain a chain of evidence in the handling of the alleged sexual assault victim. Handle the victim as minimally as possible; if there are any loose articles of clothing or other possessions of the alleged sexual assault victim, let them dry if possible, place them in one large paper bag, and seal for transporting to the crime laboratory by authorized law enforcement personnel.
6. The Hospital shall offer to call a friend, family member or victim advocate to accompany victim for emotional support.

2. The Hospital shall provide pre-transfer and transfer services to alleged sexual assault survivors in accordance with Section 545.65 of the Rules and Regulations.

3. The Hospital shall provide such services at no direct charge to the patient. If the patient is neither eligible to receive such services under the Illinois Public Aid Code nor is covered by a policy of Insurance, the Hospital shall seek reimbursement only from the Department.

4. The Hospital shall submit billings to the Department on properly authenticated vouchers supplied by the Department for all eligible patients for whom hospital emergency services were provided pursuant to its Transfer Plan.

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5. The Hospital shall maintain all patient records, accounting records, or other evidence pertaining to the cost incurred and make such materials available for three (3) years or until completion of any outstanding audit.

FOR THE HOSPITAL:

Administrator

(Source: Amended at 12 Ill. Reg. 20790 effective December 1, 1988)



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Client Financial Participation

2) Code Citation: 89 Ill. Adm. Code 562

3) Section Numbers: Adopted Action:  
 562.30 amendment  
 562.40 amendment  
 562.50 repealed

4) Statutory Authority: Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987; ch. 23, pars. 3434(a), (b), and (k))

5) Effective Date of Rule(s) (Amendments, Repealer): November 30, 1988

6) Does this rulemaking contain an automatic repeal date?  
 Yes ☐ No ☒

7) Does this rule (amendment, repealer) contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: November 30, 1988

9) Notice of Proposal Published in Illinois Register:

November 30, 1987, 11 Ill. Reg. 19264  
 (issue date)

10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:

A) Statement of Objection: (issue date) , Ill. Reg. \_\_\_\_\_

B) Agency Response: (issue date) , Ill. Reg. \_\_\_\_\_

C) Date Agency Response Submitted for Approval to JCAR:

11) Difference(s) between proposal and final version: Per agreement with the Joint Committee, the following changes were made:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

1. To change Section 562.30(a)(6) to read: "maintenance" (89 Ill. Adm. Code 602) and "other services" (89 Ill. Adm. Code 607) which are in support of an exempt service specified in subsections (a)(1) through (4) above.

2. To amend Section 562.40(b)(1) to read: "has established an independent living pattern (e.g., client does not reside with parent or guardian nor rely on parent or guardian for financial support)."

3. To amend Section 562.40(b)(2) to read: "has been adjudicated by a court to be an emancipated individual or is married and is living with parent or guardian."

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this rule replace an Emergency Rule(s) currently in effect? No

14) Are there any amendments pending on this Part: Yes

Section Numbers Proposed Action Illinois Register Citation  
 562.30 amendment 12 Ill. Reg. 4685

15) Summary and Purpose of Rule(s): Section 562.30 is being amended to add two services which are exempt from application of the economic needs test. The Department does not believe it is appropriate for a client to have to share in the cost of providing his or her own job (as in the case of on-the-job training) or of providing services which are only being provided in relation to a service which is exempt from financial participation.

Amendment to Section 562.40 and the repeal of 562.50 clarify what the Department means by "dependent."

16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed  
 Regulations and Procedures Section  
 Department of Rehabilitation Services  
 P.O. Box 19429  
 Springfield, Illinois 62794-9429

ILLINOIS REGISTER  
DEPARTMENT OF REHABILITATION SERVICES  
NOTICE OF ADOPTED AMENDMENTSTelephone number: (217) 785-3896  
T.D.D.: (217) 782-5734The full text of Adopted Rule(s) begins on the next page:TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER b: VOCATIONAL REHABILITATION

## PART 562

## CLIENT FINANCIAL PARTICIPATION

Section  
562.10  
562.20  
562.30  
562.40  
562.50  
562.60  
562.70  
562.80  
562.90  
562.100  
Table A

General Applicability  
Exclusions from Economic Needs Test  
Financial Participation  
Parental or Guardian Participation in Completing the Financial Analysis Form  
Client Emancipation (Repealed)  
Consideration of Settlements from Litigation or Other Sources  
Refusal to Financially Participate  
Timing of Financial Analysis  
Annual Review of Financial Analysis  
Exclusion for Public Aid Recipients (Repealed)  
Determination Table for Client Participation

AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 23, pars. 3434(a),(b), and (k)).

SOURCE: Adopted at 9 Ill. Reg. 8763, effective June 10, 1985; amended at 11 Ill. Reg. 4021, effective February 18, 1987; amended at 11 Ill. Reg. 15223, effective August 31, 1987; amended at 11 Ill. Reg. 19127, effective November 9, 1987; amended at 12 Ill. Reg. 20827, effective November 30, 1988.

## Section 562.30 Financial Participation

a) If the economic needs test has not been presumptively met, a financial analysis to evaluate the financial ability of the client or client's family to share in the purchase of Vocational Rehabilitation Services shall be applied to all Department of Rehabilitation Services (DORS) services (as contained in 89 Ill. Adm. Code: Chapter IV, Subchapter b "Vocational Rehabilitation") except the following:

- 1) diagnostic services, including the supportive services (89 Ill. Adm. Code 607) required for the diagnostic process to take place,



## DEPARTMENT OF REHABILITATION SERVICES

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- 2) counseling, guidance, referral and placement (89 Ill. Adm. Code 612),
- 3) interpreter, reader, attendant, and notetaker services, and
- 4) work adjustment training (89 Ill. Adm. Code 530.130(c)), including the work/study component of the nine month hearing impaired program at Northern Illinois University.
- 5) on-the-job training (OJT), and
- 6) "maintenance" (89 Ill. Adm. Code 602) and "other services" (89 Ill. Adm. Code 607) which are in support of an exempt service specified in subsections (a)(1) through (5) above.

b) When the financial analysis indicates that the client, spouse, or parents of minor children are able to financially participate in the client's program, their participation is required.

c) The financial analysis is based upon net available income, which is the client's and/or family unit's total income, minus total outgo.

- 1) Total income equals income earned and other assets plus any increases or decreases expected by the client for the twelve (12) months following completion of the Financial Analysis form (IL 488-0265).

2) Total outgo equals the Standard Budget Allowance plus unusual allowable expenses and child care expenses which the client expects to occur within the twelve (12) months following the completion of the Financial Analysis form.

- 3) Net available income determines the dollar amount of client participation. (See Table A.)

d) For the purposes of completing the Financial Analysis form, determining if economic need exists, and determining the amount of client participation, the following definitions/terms are applicable:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) The "Family Unit" refers to the client, spouse, parents or legal guardians of minor children, or other family members residing in the household who are designated as dependents on the client's, spouse's, or guardian's latest federal income tax return.
- 2) "Income" utilizes the definition of gross adjusted income as used by the U.S. Internal Revenue Service (26 CFR 1.62-1(a), (1986)). The rule incorporated by reference does not include any later amendments or revisions.
- 3) "Other Assets" means cash that is not included in "income" or assets which are anticipated to be converted to cash within the next twelve (12) months (e.g., Certificates of Deposit).
- 4) The "Standard Budget Allowance" (SBA) is the figure established by DORS to be a reasonable amount to cover all necessary expenses for a family unit of a specific size to maintain a modest standard of living.
- 5) "Unusual Allowable Expenses" are:
  - A) medical or other expenses (e.g., medical equipment, clothing expenses) related to the disability of the client or the disability of other family members (i.e., family unit) based on information provided by the client, and/or
  - B) post-secondary education expenses of other members of the family unit, or
  - C) expenses related to the purchase of a van, as set forth in 89 Ill. Adm. Code 597.200(b).
- 6) Child Care Expenses are:
  - A) expenses which the client expects the family unit to pay to afford the client, spouse, or legal guardian to be employed, or
  - B) anticipated child support payments if the child is, or will be claimed as a dependent.

DEPARTMENT OF REHABILITATION SERVICES

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e) Standard Budget Allowance

1) The Standard Budget Allowance is as follows:

NUMBER OF DEDUCTIONS CLAIMED ON TAX RETURN	\$ AMOUNT OF ALLOWANCE
1	\$10,000
2	13,043
3	16,373
4	20,000
5	23,033
6	26,363
7	29,693
8	33,023

Add \$3,330 for each additional family member beyond eight members.

2) The SBA amount for a family of one is not applicable to a training case (89 Ill. Adm. Code 592); instead, determine the client's planned subsistence costs during a training program and use these as the budget basis.

(Source: Amended at 12 Ill. Reg. 20827 effective November 30, 1988.)

Section 562.40 Parental or Guardian Participation in Completing the Financial Analysis Form

If the client is a dependent of his/her parents or guardian, the parents or guardian must complete the financial analysis form for the client and be responsible for the client participation. A client is a dependent of parents or guardian if either of the following conditions exist the client:

- client was declared a dependent on the latest federal income tax return of the parents or guardian. This applies regardless of client's age or place of residence; or
- client is under age 18, regardless of place of residence. However, a client under 18 is not a dependent if the client:

DEPARTMENT OF REHABILITATION SERVICES

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1) has established an independent living pattern (e.g., client does not reside with parent or guardian nor rely on parent or guardian for financial support), or

2) has been adjudicated by a court to be an emancipated individual or is married and is living with parent or guardian.

(Source: Amended at 12 Ill. Reg. 20827 effective November 30, 1988.)

Section 562.50 Client Emancipation (Repealed)

Section 562.40 does not apply if the client is emancipated. An emancipated person is responsible for client participation. An emancipated person is one who is at least 18 and not declared as a dependent on the parents' or guardians' last federal income tax return, or has been declared emancipated by the court.

(Source: Repealed at 12 Ill. Reg. 20827 effective November 30, 1988.)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 1) The Heading of the Part: CHILD SUPPORT ENFORCEMENT
- 2) Code Citation: 89 Ill. Adm. Code 160.
- 3) Section Number: Emergency Action:  
160.70 Amendment
- 4) Statutory Authority: Sections 10-17.3 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 10-17.3 and 12-13)
- 5) Effective Date of Amendment: December 2, 1988
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: December 2, 1988
- 8) Reason for Emergency: This emergency rule is being filed to bring this rulemaking into compliance with the Department's practice of staying the submittal of the past-due amount of child support to the Internal Revenue Service for the interception of the absent parent's Federal tax refund if the absent parent timely requests a redetermination of his or her account.
- 9) A Complete Description of the Subjects and Issues Involved: The Department is modifying its rule on interception of tax refunds as a means of collecting unpaid child support to reflect its current practice of staying the submittal of the past-due amount of child support to the Internal Revenue Service for the interception of the absent parent's Federal tax refund if the absent parent timely requests a redetermination of his or her account.
- 10) Are there any proposed amendments pending to this Part? Yes
- | Section Numbers | Proposed Action | Illinois Register Citation              |
|-----------------|-----------------|---|
| 160.1           | Amendment       | December 9, 1988<br>(12 Ill. Reg. ____) |
- 11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 12) Information and questions regarding this Emergency Amendment shall be directed to:

Name: Anita Williams, Staff Attorney  
Office of Counseling and Litigation

Address: Illinois Department of Public Aid  
Jessie B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Emergency Amendment begins on the next page:

NOTICE OF EMERGENCY AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER f: COLLECTIONS

PART 160  
CHILD SUPPORT ENFORCEMENT

SUBPART A: CHILD SUPPORT ENFORCEMENT

Section  
160.10 Child Support Enforcement Program  
160.20 Assignment of Rights to Support

SUBPART B: COOPERATION WITH CHILD SUPPORT ENFORCEMENT

Section  
160.30 Cooperation With Support Enforcement Program  
160.35 Good Cause For Failure to Cooperate With Support Enforcement  
160.40 Proof of Good Cause For Failure to Cooperate With Support Enforcement  
160.45 Suspension of Child Support Enforcement Upon Finding of Good Cause

SUBPART C: ESTABLISHMENT AND MODIFICATION OF CHILD SUPPORT ORDERS

Section  
160.60 Establishment and Modification of Support Obligations

SUBPART D: ENFORCEMENT OF CHILD SUPPORT ORDERS

Section  
160.70 Enforcement of Support Orders  
EMERGENCY  
160.75 Withholding of Income to Secure Payment of Support  
160.80 Amnesty - 20% Charge

SUBPART E: EARMARKING CHILD SUPPORT PAYMENTS

Section  
160.90 Earmarking Child Support Payments

AUTHORITY: Implementing and authorized by Sections 4-1.7, Article X, 12-4.3, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 4-1.7, 10-1 et seq., 12-4.3, and 12-13 and 12-13).

NOTICE OF EMERGENCY AMENDMENT

SOURCE: Recodified from 89 Ill. Adm. Code 112.78 through 112.86 and 112.88 at 10 Ill. Reg. 11928; amended at 10 Ill. Reg. 19990, effective November 14, 1986; emergency amendment at 11 Ill. Reg. 4800, effective March 5, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9129, effective April 30, 1987; amended at 11 Ill. Reg. 15208, effective August 31, 1987; emergency amendment at 11 Ill. Reg. 1563, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 9065, effective May 16, 1988; amended at 12 Ill. Reg. 18185, effective November 4, 1988; amended at 12 Ill. Reg. 18185, effective January 1, 1989; emergency amendment at 12 Ill. Reg. 20835, effective December 2, 1988, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART D: ENFORCEMENT OF CHILD SUPPORT ORDERS

Section 160.70 Enforcement of Support Orders  
EMERGENCY

a) Definitions

The definitions contained in Section 160.60(a) are incorporated herein by reference.

b) Income Withholding

Whether using the administrative process (see Section 160.60(d)) or the judicial process (see Section 160.60(e)), the Department shall follow the procedures for withholding of income contained in Section 160.75 to enforce and collect past-due support owed by responsible relatives in IV-D cases and it shall as promptly as possible distribute all amounts collected. In addition to income as defined in Section 160.75, the Department shall proceed to collect support from the principal and income of trusts as provided by Section 2-1403 of the Code of Civil Procedure (Ill. Rev. Stat. 1985, ch. 110, par. 2-1403, as amended by P.A. 85-218, effective August 23, 1987).

c) Federal and State Income Tax Refunds and Other State Payments



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

## Section 160.70

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## Enforcement of Support Orders (cont'd)

1) The Department shall collect past-due support owed by responsible relatives in IV-D cases through intercept of federal and State income tax refunds and other State payments (see Section 10.05a of the State Comptroller Act (Ill. Rev. Stat. 1985, ch. 15, par. 210.05a)) due such relatives.

2) The Department shall submit past-due support amounts to:

A) the Department of Health and Human Services to intercept federal income tax refunds in accordance with federal instructions as follows:

i) in IV-D AFDC and IV-D foster care cases, past-due support owed for a child or for a child and the parent with whom the child is living in an amount not less than \$150 which has been in arrears for 3 months or longer; and

ii) in IV-D Non-AFDC cases, past-due support owed to or for a minor child in an amount not less than \$500.

B) the Comptroller to intercept State income tax refunds and other State payments as follows:

i) in active IV-D cases, past-due support owed in an amount not less than one month's support obligation or \$150, whichever is less; and

ii) in inactive IV-D AFDC and IV-D foster care cases, past due support owed in any amount.

iii) In cases in which the responsible relative who owes past-due support is receiving periodic payments from this

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

## Section 160.70

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## Enforcement of Support Orders (cont'd)

State because of employment, disability, retirement or any other reason, the Department shall, upon obtaining knowledge of such circumstances, refund any amounts inadvertently intercepted to the responsible relative and proceed to collect past-due support pursuant to the income withholding provisions of the support statutes.

3) The Department shall provide the responsible relative with a notice prior to submitting a past-due support amount for intercept, which advance notice shall inform the responsible relative of the following:

A) the IV-D case name and identification number;

B) the past-due support amount which will be submitted for intercept;

C) the right to contest the determination that past-due support is owed or the amount of past-due support by requesting:

i) a redetermination by the Department or, after such redetermination,

ii) an administrative review by any other state in which the support order was issued upon which the referral for federal income tax refund intercept is based, at the request of the responsible relative; and

D) that the Internal Revenue Service will notify the responsible relative's spouse at the time of intercept regarding the steps to take to protect the share of the refund which may be payable to that spouse, in the case of a joint federal income tax return.

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Section 160.70  
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## Enforcement of Support Orders (cont'd)

Section 160.70  
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## Enforcement of Support Orders (cont'd)

- 4) A request for a redetermination made within 30 days from the date of mailing of the advance notice shall stay the Department from submitting the past-due amount-to-the-Comptroller.
- 5) No later than 120 days after the date the redetermination was requested, the Department shall provide the responsible relative with a notice of the results of the redetermination and of the right to contest such results by requesting:
  - A) a hearing by the Department within 30 days from the date of mailing of the notice; or
  - B) an administrative review by any other state in which the support order was issued upon which the referral for federal income tax refund intercept is based.
- 6) If a responsible relative requests administrative review by the state in which the support order was issued upon which the referral for federal income tax refund intercept is based, the Department shall notify the state with the order of the request and shall provide that state with all necessary information within 10 days of the responsible relative's request. The Department shall be bound by the decision of the state with the order.
- 7) The Department shall proceed in accordance with 89 Ill. Adm. Code 104.103 upon receipt of a request for a hearing.
- 8) The Department shall notify:
  - A) any other state enforcing the support order when the request for intercept is submitted and when the intercept amount is received;
  - B) the Department of Health and Human Services of any deletion of an amount submitted for federal income tax refund intercept, in accordance with federal instructions;

- C) the Comptroller of any deletion of an amount submitted for State income tax refund or other payment intercept or any significant decrease in the amount; and
- D) the Clerk of Circuit Court of the county in which the child support order was entered of any amount intercepted for posting to the court payment record.
- 9) The Department shall:
  - A) as promptly as possible refund to the responsible relative any amount intercepted found to exceed the amount of past-due support owed; and
  - B) equitably apportion joint State income tax refunds and other State payments based upon copies of federal and State income tax returns, including all schedules and attachments, or other evidence of ownership, such equitable apportionment to be based on the documented proportionate net income of the parties, and pay to the joint payee that portion of the amount intercepted found to be his; except that the Comptroller shall apportion such refunds and payments in matters where the intercepted funds have not yet been transferred to the Department.
- 10) The Department shall as promptly as possible apply collections it receives as a result of intercept under this subsection only against the past-due support amount specified in the advance notice provided the responsible relative pursuant to subsection (c)(3) above and shall promptly apply:
  - A) federal income tax refunds first to satisfy any IV-D AFDC or IV-D foster care assigned past-due support and then to satisfy any IV-D Non-AFDC past-due support; and



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## Section 160.70

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## Enforcement of Support Orders (cont'd)

- B) State income tax refunds and other State payments to satisfy any active IV-D AFDC and IV-D foster care assigned past-due support, or first to satisfy active IV-D Non-AFDC past-due support and then to satisfy any IV-D AFDC and IV-D foster care assigned past-due support.
- 11) The Department shall inform individuals who receive IV-D Non-AFDC support enforcement services, in advance, of the following:
- A) amounts intercepted under this subsection will be applied in accordance with subsection (c)(9) above;
- B) any payment received by the IV-D Non-AFDC individual as a result of federal income tax refund intercept may have to be returned to the Department within six years following the end of the tax year if there is an adjustment necessitated by the responsible relative's spouse filing an amended tax return in order to receive his share of a joint tax refund.

## d) Unemployment Insurance Benefits

- 1) The Department shall collect support owed by responsible relatives in IV-D cases through intercept of unemployment insurance benefits in matters wherein the relative has accumulated a past-due support amount equal to a one month support obligation.
- 2) The Department shall take the following action:
- A) ascertain that the responsible relative qualifies for receipt of unemployment insurance benefits through access to the Department of Employment Security's (DES) computer file.

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## NOTICE OF EMERGENCY AMENDMENT

## Section 160.70

EMERGENCY

## Enforcement of Support Orders (cont'd)

- B) contact the relative to obtain an agreement for deduction of benefits for payment of support.
- C) initiate procedures for withholding of income in accordance with Section 160.75 in cases wherein the relative fails or refuses to agree to benefit deduction.
- D) establish the amount to be deducted by data entry to DES's computer file, which amount shall be the lesser of:
- i) the amount of the income withholding order; or
  - ii) the amount of the child dependent's allowance, whether or not claimed.
- E) receive amounts deducted direct from DES.
- F) notify the Clerk of the Circuit Court of the county in which the child support order is registered of each collection for posting to the court payment record.
- G) post each collection to the Department's payment record.
- H) apply each collection to the current support obligation, then to past-due obligations.
- I) provide a redetermination within 180 days from the date of request for redetermination to each relative who disputes the deduction and, where indicated, make adjustments and refund improperly deducted amounts.
- 3) The Department of Employment Security shall take the following action:
- A) provide notice to the responsible relative and an opportunity to be heard, when the Department cannot resolve the dispute.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

Section 160.70 Enforcement of Support Orders (cont'd)  
EMERGENCY

- B) pay all amounts deducted direct to the Department.
- e) Contempt of Court and Other Legal Proceedings
- 1) The Department shall refer IV-D cases to its legal representatives to initiate contempt of court and other legal proceedings, pursuant to the applicable provisions of the support statutes, for enforcement of orders for support in matters wherein the responsible relative has accumulated a past-due support amount equal to not less than a one month support obligation, except as set forth in subsection (2) below.
  - 2) Contempt proceedings shall not be used in the following instances:
    - A) the responsible relative has no known available income or assets from which to satisfy the support obligation and is:
      - i) receiving public assistance;
      - ii) mentally or physically disabled;
      - iii) incarcerated;
      - iv) out-of-the-country;
      - v) deceased; or
      - vi) otherwise situated making such action unproductive.
    - B) other legal or administrative remedies are more appropriate under the circumstances.
  - 3) Contempt and other legal proceedings shall be used to:
    - A) establish the amount of past-due support;
    - B) obtain a judgment for purposes of:

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## NOTICE OF EMERGENCY AMENDMENT

Section 160.70 Enforcement of Support Orders (cont'd)  
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- i) imposition of a lien against real estate,
  - ii) levy upon real estate and personal property, or
  - iii) registration in another state;
  - C) secure an order for lump sum or periodic payment of the past-due support or judgment;
  - D) require the responsible relative to post security, bond or give some other guarantee of a character and amount sufficient to assure payment of any amount due under the support order;
  - E) obtain full or partial payment of past due support through incarceration;
  - F) ascertain the responsible relative's source and amount of income or location and value of assets;
  - G) secure other enforcement relief; and
  - H) obtain any combination of the above.
- 4) During the course of contempt or other legal proceedings to enforce support, if it shall appear that there is no net income because of the unemployment of the responsible relative, the Department shall request the court to order the relative to report for participation in job search, training or work programs established for such relatives under Section 9-6 of the Illinois Public Aid Code (Ill. Rev. Stat. 1985, ch. 23, par. 9-6, as amended by P.A. 85-114, effective July 23, 1987).
- f) Liens Against Real Estate and Personal Property
- 1) The Department shall seek judgment liens against real estate and enforce judgments upon the real estate and personal property of responsible



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## NOTICE OF EMERGENCY AMENDMENT

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## Enforcement of Support Orders (cont'd)

relatives, in IV-D cases in which a referral has been made to initiate court enforcement of an order for support, in accordance with Article XII of the Code of Civil Procedure (Ill. Rev. Stat. 1985, ch. 110, par. 12-101 et seq.).

- 2) A petition for a rule to show cause or other petition filed by a Department legal representative to enforce an order for support shall contain a prayer that judgment be entered against the responsible relative in the amount of the past-due support alleged in the petition, when both of the following circumstances exist:
  - A) the past-due amount equals one year's support obligation under the order for support or \$2,000, whichever is less; and
  - B) the responsible relative has an interest in real estate or personal property against which the judgment may be enforced.

- 3) Upon obtaining a judgment, Department legal representatives shall secure liens against the real estate of responsible relatives by filing a transcript, certified copy, or memorandum of judgment in the county wherein the real estate is located, in accordance with law (see Article XII of the Code of Civil Procedure (Ill. Rev. Stat. 1985, ch. 110, pars. 12-101 et seq.)).

- 4) A judgment shall be enforced by levy upon the real estate and personal property of the responsible relative in accordance with law (see Article XII of the Code of Civil Procedure (Ill. Rev. Stat. 1985, ch. 110, pars. 12-101 et seq.)) when the relative has a known equity which is not less than \$2,000 in excess of any statutory exemption.

- g) Security, Bond or Other Guarantee of Payment

## DEPARTMENT OF PUBLIC AID

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Section 160.70  
EMERGENCY

## Enforcement of Support Orders (cont'd)

- 1) Except as provided in subsections (2) and (3) below, the Department shall require, or through its legal representative shall request the court to require, a responsible relative to post security, bond, or give some other guarantee of a character and amount sufficient to assure payment of any amount due under a support order in IV-D cases, pursuant to Section 10-17.4 of the Illinois Public Aid Code (Ill. Rev. Stat. 1985, ch. 23, par. 10-17.4).

- 2) In cases in which the support obligation is established through the administrative process contained in Section 160.60, the notice of support obligation provided to the responsible relative shall indicate that the Department may require the relative to post security, bond or give some other guarantee of payment. Except where the responsible relative is subject to income withholding, the administrative support order shall contain this requirement in an amount equal to a one year support obligation.

- 3) In acting upon a referral to establish a support obligation or to enforce an existing order for support, Department legal representatives shall include in the complaint or petition a prayer for an order requiring the responsible relative to post security, bond, or give some other guarantee of payment equal to a one year support obligation, unless the relative is subject to the income withholding provisions of the support statutes.

- h) Past-Due Support Information to Consumer Reporting Agencies

- 1) The Department shall, upon request of consumer reporting agencies, provide the following information concerning the payment records of responsible relatives in IV-D cases to such agencies when the amount of past-due support exceeds \$1,000:

## DEPARTMENT OF PUBLIC AID

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Section 160.70 Enforcement of Support Orders (cont'd)  
EMERGENCY

- A) the name, last known address and Social Security Number of the responsible relative; and
  - B) the terms and amount of past-due support which has accumulated under the order for support.
- 2) The Department shall provide the responsible relative with a notice at least 30 days prior to furnishing past-due support information to consumer reporting agencies, which advance notice shall inform the relative of the following:
- A) the IV-D case name and identification number;
  - B) the past-due support amount which will be reported;
  - C) the date past-due support will be reported; and
  - D) the right to prevent reporting by payment of the past-due support amount in full or to contest the determination that past-due support is owed or the amount of past-due support by requesting a redetermination by the Department.
- 3) The Department shall provide the responsible relative with notice of the results of the redetermination and the right to prevent reporting by payment in full of the past-due support found to be owed or to contest the results of the redetermination by requesting a hearing within 30 days from the date of mailing of the notice.
- 4) The Department shall proceed in accordance with 89 Ill. Adm. Code 104.103 upon receipt of a request for a hearing.
- 5) The Department shall be stayed from providing information to consumer reporting agencies by either of the following:

## DEPARTMENT OF PUBLIC AID

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- A) a request for
  - i) a redetermination, or
  - ii) a hearing contesting the determination that past-due support is owed or the amount of past-due support; or
- B) payment in full of the amount of the past-due support stated in the
  - i) advance notice, or
  - ii) notice of redetermination or hearing results.
- 6) The Department shall advise consumer reporting agencies of changes in the amount of past-due support found to be owed as a result of a redetermination or hearing conducted after report to such agencies.
  - i) Other Remedies
 

The Department shall pursue any other remedies provided for by law to enforce and collect past-due support owed by responsible relatives in IV-D cases.

(Source: Emergency amendment at 12 Ill. Reg. 20835 effective December 2, 1988, for a maximum of 150 days)



1) The Heading of the Part: DRUG MANUAL

2) Code Citation: 89 Ill. Adm. Code 141

3) Section Numbers: Emergency Action:

- 141.200  
Amendment
- 141.560  
Amendment
- 141.720  
Amendment
- 141.1280  
Amendment
- 141.1680  
Amendment
- 141.2600  
Amendment
- 141.2760  
Amendment
- 141.2920  
Amendment
- 141.2960  
Amendment
- 141.3280  
Amendment
- 141.3600  
Amendment
- 141.3800  
Amendment
- 141.3920  
Amendment
- 141.4200  
New Section
- 141.4230  
Amendment
- 141.4800

- 4) Statutory Authority: Sections 5-5.16 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5.16 and 12-13) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1005.02)
- 5) Effective Date of Emergency Amendments: December 2, 1988
- 6) If these Emergency Amendments are to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: December 2, 1988
- 8) Reason for Emergency: The reason for the emergency is Pursuant to Section 5-5.16 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Par. 5-5.16) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1005.02) this rulemaking adds and deletes certain drugs from the Department's Drug Manual.

9) A Complete Description of the Subjects and Issues Involved: With this rulemaking the Department makes several additions and deletions to various therapeutic categories of the Drug Manual.

10) Are there any proposed Amendments pending to this Part? In addition to the following proposed amendments pending on this Part, there are emergency amendments still in effect on Sections 141.560, 141.1280, 141.1680, 141.2760, 141.2960 and 141.3800 which are not affected by this set of amendments. The emergency amendments appear at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days. The copies filed in the Administrative Code Division reflect both emergency rules.

Section Numbers	Proposed Action	Illinois Register Citation
141.400	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.560	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.800	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1160	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1240	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1280	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1520	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1680	Amendment	September 30, 1988 (12 Ill. Reg. 15483)

NOTICE OF EMERGENCY AMENDMENTS

Section Numbers	Proposed Action	Illinois Register Citation
141.1760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2280	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2360	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2400	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2960	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3440	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3800	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3840	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4000	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4040	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4160	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4440	Amendment	September 30, 1988 (12 Ill. Reg. 15483)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section Numbers	Proposed Action	Illinois Register Citation
141.4520	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4720	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)

11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

12) Information and questions regarding these Emergency Amendments shall be directed to:

Name:

Anita Williams, Staff Attorney  
Office of Counseling and Litigation

Address:

Illinois Department of Public Aid  
Jessie B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

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The full text of the Emergency Amendments begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 141  
DRUG MANUAL

Section	
141.10	DRUG MANUAL
141.100	AGENCY NOTES
141.200	ANALGESICS/NARCOTIC ANTAGONISTS: ANTIRHEUMATIC
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141.240	ANALGESICS/NARCOTIC ANTAGONISTS: GOUT
141.280	ANALGESICS/NARCOTIC ANTAGONISTS: MIGRAINE
141.320	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.360	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.400	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.440	ANTI-ALCOHOL
141.480	ANTICONVULSANTS
141.520	ANTIDOTES
141.560	ANTIHYPERTENSIVES
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141.600	ANTIMICROBIAL: AMINOGLYCOSIDES
141.640	ANTIMICROBIAL: ANTIFUNGALS
141.680	ANTIMICROBIAL: ANTITUBERCULARS
141.720	ANTIMICROBIAL: CEPHALOSPORINS
EMERGENCY	
141.760	ANTIMICROBIAL: ERYTHROMYCINS
141.800	ANTIMICROBIAL: MISCELLANEOUS
141.840	ANTIMICROBIAL: NITROFURANTOINS
141.880	ANTIMICROBIAL: PENICILLINS
141.920	ANTIMICROBIAL: SULFONAMIDES
141.960	ANTIMICROBIAL: TETRACYCLINES
141.1000	ANTIMICROBIAL: VACCINES
141.1040	BLOOD: ANTIANEMIA
141.1080	BLOOD: ANTICOAGULANT
141.1120	BLOOD: HEMOSTATIC
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141.1440	CARDIOVASCULAR: VASODILATOR (Repealed)
141.1480	CONTRACEPTIVE: NONORAL

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## NOTICE OF EMERGENCY AMENDMENTS

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EMERGENCY	
141.1720	EYE/EAR/NOSE/THROAT: ANTIVIRALS
141.1760	EYE/EAR/NOSE/THROAT: ANTIBIOTIC/ANTI-INFLAMMATORY
141.1800	EYE/EAR/NOSE/THROAT: LOCAL ANESTHETICS
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141.1920	EYE/EAR/NOSE/THROAT: MISCELLANEOUS
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141.2040	EYE/EAR/NOSE/THROAT: SULFONAMIDES
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141.2120	EYE/EAR/NOSE/THROAT: TOPICAL DECONGESTANTS
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141.2320	GASTROINTESTINAL: EMETICS/ANTIEMETICS
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141.2960	ESTROGENS/PROGESTINS
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

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141.3160	IMMUNOSUPPRESSIVES
141.3200	IRRIGATION SOLUTIONS
141.3240	MEDICAL SUPPLIES
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141.3400	ONCOLYTIC/ANTINEOPLASTIC: ALKYLATING
141.3440	ONCOLYTIC/ANTINEOPLASTIC: ANTIBIOTICS
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141.3520	ONCOLYTIC/ANTINEOPLASTIC: HORMONES
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141.3640	PARASITICIDAL: ANTHELMINTICS
141.3680	PARASITICIDAL: ANTIPROTOZOALS
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141.3760	PSYCHOTHERAPEUTIC: ANTIANKXIETY
141.3800	PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS
EMERGENCY	
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141.4320	SKIN/MUCOUS MEMBRANE: ASTRINGENTS
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141.4400	SKIN/MUCOUS MEMBRANE: FUNGICIDES
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141.4480	SKIN/MUCOUS MEMBRANE: LOCAL ANTI-INFECTIVES
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Section	UNCLASSIFIED
141.4680	URINARY ANTISPASMODICS
141.4720	VAGINAL: ANTI-INFECTIVES
141.4760	VAGINAL: MISCELLANEOUS
141.4800	
EMERGENCY	
AUTHORITY:	Implementing and authorized by Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 5-5 and 12-13).
SOURCE:	Emergency amendment at 5 Ill. Reg. 13555, effective December 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 9991, effective August 1, 1982; emergency amendment at 6 Ill. Reg. 10042, effective August 1, 1982, for a maximum of 150 days; emergency amendment at 7 Ill. Reg. 1178, effective February 1, 1983, for a maximum of 150 days; amended and codified as 89 Ill. Adm. Code 140.72 at 7 Ill. Reg. 17358, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13779, effective July 24, 1984; recodified from 89 Ill. Adm. Code 140.72 and 89 Ill. Adm. Code 140.73 at 8 Ill. Reg. 16354; amended at 9 Ill. Reg. 3335, effective March 1, 1985; Amended at 9 Ill. Reg. 19018, effective December 1, 1985; emergency amendment at 10 Ill. Reg. 8153, effective May 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 17681, effective September 28, 1986; emergency amendment at 10 Ill. Reg. 20828, effective December 1, 1986, for a maximum of 150 days; recodified from 89 Ill. Adm. Code 140.71 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 5235, effective March 12, 1987; emergency amendment at 11 Ill. Reg. 5330, effective March 13, 1987 for a maximum of 150 days; amended at 11 Ill. Reg. 11113, effective June 10, 1987; emergency amendment at 11 Ill. Reg. 11361, effective June 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16726, effective September 30, 1987; emergency amendment of 11 Ill. Reg. 20236, effective December 1, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 7358, effective April 12, 1988; emergency amendment at 12 Ill. Reg. 10197, effective June 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14219, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 20831, effective December 2, 1988, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.



## DEPARTMENT OF PUBLIC AID

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## NOTICE OF EMERGENCY AMENDMENTS

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AGENCY NOTE: The text of Sections 141.560, 141.1280, 141.1680, 141.2760, 141.2960 and 141.3800 which appear below do not include the emergency amendments adopted at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days. The copies filed with the Administrative Code Division reflect both emergency rules.

SECTION 141.200  
EMERGENCYANALGESICS/NARCOTIC ANTAGONISTS:  
ANTIRHEUMATIC

## Item Number Drug Name and Strength

**	50002091	DICLOFENAC SODIUM TABLET 25MG
**	50002093	DICLOFENAC SODIUM TABLET 50MG
**	50002095	DICLOFENAC SODIUM TABLET 75MG
**	50006495	DIFLUNISAL TABLET 250MG
**	50006496	DIFLUNISAL TABLET 500MG
**	50001730	PENOPROFEN CAPSULE 200MG
**	50001731	PENOPROFEN CAPSULE 300MG
**	50001732	PENOPROFEN TABLET 600MG
**	50000590	IBUPROFEN TABLET 300MG
**	50000592	IBUPROFEN TABLET 400MG
**	50000594	IBUPROFEN TABLET 600MG
**	50000597	IBUPROFEN TABLET 800MG
**	50000610	INDOMETHACIN CAPSULE 25MG
**	50000612	INDOMETHACIN CAPSULE 50MG
**	50001733	INDOMETHACIN CAPSULE 75MG SUSTAINED RELEASE
**	50001711	INDOMETHACIN INJECTION 3MG VIAL
**	50000603	INDOMETHACIN SUPPOSITORY 50MG
**	50000617	INDOMETHACIN SUSPENSION 25MG/5ML
**	50004963	KETOPROFEN CAPSULE 25MG
**	50004967	KETOPROFEN CAPSULE 50MG
**	50004969	KETOPROFEN CAPSULE 75MG
**	50004971	KETOPROFEN TABLET 75MG
**	50001734	MECLOFENAMATE SODIUM CAPSULE 50MG
**	50001735	MECLOFENAMATE SODIUM CAPSULE 100MG
**	50001736	MEFENAMIC ACID CAPSULE 250MG
**	50007763	MYOCHRYSLINE INJECTION 10MG/ML 1ML AMP
**	00067764	MYOCHRYSLINE INJECTION 25MG/ML 1ML AMP
**	00068762	MYOCHRYSLINE INJECTION 50MG/ML 1ML AMP
**	00067762	MYOCHRYSLINE INJECTION 50MG/ML 10ML VIAL
**	50001740	NAPROXEN SODIUM TABLET 275MG
**	50001747	NAPROXEN SODIUM TABLET 550MG
**	50001737	NAPROXEN TABLET 250MG
**	50001738	NAPROXEN TABLET 375MG
**	50001739	NAPROXEN TABLET 500MG

SECTION 141.200  
EMERGENCYANALGESICS/NARCOTIC ANTAGONISTS:  
ANTIRHEUMATIC (Cont'd)

## Item Number Drug Name and Strength

**	60008050	NONSTEROIDAL ANTI-INFLAMMATORY-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
**	00315816	PABALATE TABLET 100's
**	50001741	PIROXICAM CAPSULE 10MG
**	50001742	PIROXICAM CAPSULE 20MG
**	00074879	RIDAURA CAPSULE 3MG
**	00850460	SOLGANOL INJECTION IN OIL 50MG/ML 10ML VIAL
**	50001743	SULINDAC TABLET 150MG
**	50001744	SULINDAC TABLET 200MG
**	50001746	TOLMETIN SODIUM CAPSULE 400MG
**	50001745	TOLMETIN SODIUM TABLET 200MG

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)

SECTION 141.560  
EMERGENCY

## ANTIHYPERTENSIVES

## Item Number Drug Name and Strength

**	00030450	CAPOTEN TABLET 12.5MG
**	00030452	CAPOTEN TABLET 25MG
**	00030562	CAPOTEN TABLET 50MG
**	00030485	CAPOTEN TABLET 100MG
**	00030338	CAPOZIDE TABLET 25/15
**	00030349	CAPOZIDE TABLET 25/25
**	00030384	CAPOZIDE TABLET 50/15
**	00030390	CAPOZIDE TABLET 50/25
**	05970031	CATAPRES-TTS-1 PATCHES
**	05970032	CATAPRES-TTS-2 PATCHES
**	05970033	CATAPRES-TTS-3 PATCHES
**	50000941	CLONIDINE HCL TABLET 0.1MG
**	50000943	CLONIDINE HCL TABLET 0.2MG
**	50000945	CLONIDINE HCL TABLET 0.3MG
**	00030283	CORZIDE TABLET 40MG; 5MG
**	00030284	CORZIDE TABLET 80MG; 5MG
**	00830047	ESIMIL TABLET
**	50001614	GUANETHIDINE MONOSULFATE TABLET 10MG
**	50001616	GUANETHIDINE MONOSULFATE TABLET 25MG
**	50005686	HYDRALAZINE HCL INJECTION 20MG/ML AMP
**	50003074	HYDRALAZINE HCL TABLET 10MG
**	50003076	HYDRALAZINE HCL TABLET 25MG

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50003078	HYDRALAZINE HCL TABLET 50MG	** 00180788	HYLOREL TABLET 25MG
** 50003080	HYDRALAZINE HCL TABLET 100MG	** 00743322	HYTRIN TABLET 1MG
** 50003066	HYDRALAZINE HCL 25MG; HYDROCHLOROTHIAZIDE 15MG TABLET	** 00743323	HYTRIN TABLET 2MG
** 50003068	HYDRALAZINE HCL 25MG; HYDROCHLOROTHIAZIDE 25MG CAP/TAB	** 00743324	HYTRIN TABLET 5MG
** 50003070	HYDRALAZINE HCL 50MG; HYDROCHLOROTHIAZIDE 50MG CAP/TAB	** 00750082	LOZOL TABLET 2.5MG
** 50003072	HYDRALAZINE HCL 100MG; HYDROCHLOROTHIAZIDE 50MG CAP/TAB	** 50000712	METHYLDOPA ORAL SUSPENSION 250MG/5ML
** 50002981	HYDROCHLOROTHIAZIDE 15MG; METHYLDOPA 250MG TABLET	** 50000714	METHYLDOPA TABLET 125MG
** 50002341	HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 100MG TABLET	** 50000716	METHYLDOPA TABLET 250MG
** 50002343	HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 200MG TABLET	** 50000718	METHYLDOPA TABLET 500MG
** 50002345	HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 300MG TABLET	** 50000710	METHYLDOPATE HCL INJECTION 250MG/5ML
** 50002983	HYDROCHLOROTHIAZIDE 25MG; METHYLDOPA 250MG TABLET	** 00694310	MINIPRESS CAPSULE 1.0MG
** 50005520	HYDROCHLOROTHIAZIDE 25MG; PROPRANOLOL HCL 40MG TABLET	** 00694370	MINIPRESS CAPSULE 2.0MG
** 50005522	HYDROCHLOROTHIAZIDE 25MG; PROPRANOLOL HCL 80MG TABLET	** 00694380	MINIPRESS CAPSULE 5.0MG
** 50003090	HYDROCHLOROTHIAZIDE 25MG; RESERPINE 0.1MG TABLET	** 00694300	MINIZIDE CAPSULE 1.0MG/0.5MG
** 50003094	HYDROCHLOROTHIAZIDE 25MG; RESERPINE 0.125MG TABLET	** 00694320	MINIZIDE CAPSULE 2.0MG/0.5MG
** 50002985	HYDROCHLOROTHIAZIDE 30MG; METHYLDOPA 500MG TABLET	** 00694360	MINIZIDE CAPSULE 5.0MG/0.5MG
** 50002987	HYDROCHLOROTHIAZIDE 50MG; METHYLDOPA 500MG TABLET	** 50002096	MINOXIDIL TABLET 2.5MG
** 50004021	HYDROCHLOROTHIAZIDE 50MG; PROPRANOLOL HCL 80MG LA CAPSULE	** 50002098	MINOXIDIL TABLET 10MG
** 50004023	HYDROCHLOROTHIAZIDE 50MG; PROPRANOLOL HCL 120MG LA CAPSULE	** 50005223	RESERPINE TABLET 0.1MG
** 50004025	HYDROCHLOROTHIAZIDE 50MG; PROPRANOLOL HCL 160MG LA CAPSULE	** 50005231	RESERPINE TABLET 0.25MG
** 50003092	HYDROCHLOROTHIAZIDE 50MG; RESERPINE 0.1MG TABLET	** 00318901	TENEX TABLET 1MG
** 50003096	HYDROCHLOROTHIAZIDE 50MG; RESERPINE 0.125MG TABLET	** 00600067	TIMOLIDE TABLET 10/25
** 00180787	HYLOREL TABLET 10MG	** 00600720	VASERETIC TABLET 10/25
		** 0060014	VASOTEC TABLET 2.5MG
		** 0060712	VASOTEC TABLET 5MG
		** 0060713	VASOTEC TABLET 10MG
		** 0060714	VASOTEC TABLET 20MG
		** 0080073	WYTENSIN TABLET 4MG
		** 0080074	WYTENSIN TABLET 8MG
		** 0080092	WYTENSIN TABLET 16MG

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

Item Number	Drug Name and Strength
** 50001210	CEFACTOR CAPSULE 250MG
** 50001211	CEFACTOR CAPSULE 500MG
** 50001212	CEFACTOR ORAL SUSPENSION 125MG/5ML 75ML



## ILLINOIS REGISTER

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.720

ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

## EMERGENCY

Item Number	Drug Name and Strength
** 50001213	CEFACLOL ORAL SUSPENSION 125MG/5ML 150ML
** 50001203	CEFACLOL ORAL SUSPENSION 187MG/5ML 50ML
** 50001205	CEFACLOL ORAL SUSPENSION 187MG/5ML 100ML
** 50001214	CEFACLOL ORAL SUSPENSION 250MG/5ML 75ML
** 50001215	CEFACLOL ORAL SUSPENSION 250MG/5ML 150ML
** 50001207	CEFACLOL ORAL SUSPENSION 375MG/5ML 50ML
** 50001209	CEFACLOL ORAL SUSPENSION 375MG/5ML 100ML
** 50003419	CEFADROXIL CAPSULE 500MG
** 50003390	CEFADROXIL ORAL SUSPENSION 125MG/5ML 50ML
** 50003391	CEFADROXIL ORAL SUSPENSION 125MG/5ML 100ML
** 50003392	CEFADROXIL ORAL SUSPENSION 250MG/5ML 50ML
** 50003393	CEFADROXIL ORAL SUSPENSION 250MG/5ML 100ML
** 50001225	CEFADROXIL ORAL SUSPENSION 500MG/5ML 100ML
** 50003417	CEFADROXIL TABLET 1GM
** 50001240	CEFAMANDOLE NAFATE INJECTION 500MG/10ML VIAL
** 50001241	CEFAMANDOLE NAFATE INJECTION 1GM/10ML VIAL
** 50003210	CEFAMANDOLE NAFATE INJECTION 1GM/100ML PB VIAL
** 50001242	CEFAMANDOLE NAFATE INJECTION 2GM/10ML VIAL
** 50003212	CEFAMANDOLE NAFATE INJECTION 2GM/100ML PB VIAL
** 50008054	CEFAZOLIN SODIUM INJECTION 250MG 10ML VIAL
** 50008055	CEFAZOLIN SODIUM INJECTION 500MG 10ML VIAL
** 50008059	CEFAZOLIN SODIUM INJECTION 500MG 100ML PB VIAL
** 50008056	CEFAZOLIN SODIUM INJECTION 1GM 10ML VIAL
** 50008060	CEFAZOLIN SODIUM INJECTION 1GM 100ML PB VIAL
** 50008057	CEFAZOLIN SODIUM INJECTION 5GM 100ML VIAL
** 50008058	CEFAZOLIN SODIUM INJECTION 10GM 100ML VIAL
** 50003218	CEFAZOLIN SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%)
** 50003220	CEFAZOLIN SODIUM; SODIUM CHLORIDE INJECTION 1GM/50ML; 450MG/50ML (0.9%)
** 50004740	CEFONICID SODIUM INJECTION 500MG/10ML VIAL
** 50004742	CEFONICID SODIUM INJECTION 1GM/10ML VIAL
** 50004744	CEFONICID SODIUM INJECTION 1GM/100ML PB VIAL
** 50004746	CEFONICID SODIUM INJECTION 10GM/100ML VIAL
** 50001243	CEFOPERAZONE SODIUM INJECTION 1GM VIAL
** 50001244	CEFOPERAZONE SODIUM INJECTION 2GM VIAL
** 50004015	CEFORANIDE INJECTION 500MG PB VIAL
** 50004011	CEFORANIDE INJECTION 500MG VIAL
** 50004017	CEFORANIDE INJECTION 1GM PB VIAL
** 50004013	CEFORANIDE INJECTION 1GM VIAL

## ILLINOIS REGISTER

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## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.720

ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

## EMERGENCY

Item Number	Drug Name and Strength
** 50004906	CEFORANIDE INJECTION 10GM VIAL
** 50001245	CEFOTAXIME SODIUM INJECTION 500MG VIAL
** 50003222	CEFOTAXIME SODIUM INJECTION 1GM INFUSION VIAL
** 50004246	CEFOTAXIME SODIUM INJECTION 1GM VIAL
** 50003224	CEFOTAXIME SODIUM INJECTION 2GM INFUSION VIAL
** 50001247	CEFOTAXIME SODIUM INJECTION 2GM VIAL
** 50002361	CEFOTETAN DISODIUM INJECTION 1GM/10ML
** 50002393	CEFOTETAN DISODIUM INJECTION 1GM/100ML
** 50002395	CEFOTETAN DISODIUM INJECTION 2GM/20ML
** 50002397	CEFOTETAN DISODIUM INJECTION 2GM/100ML
** 50004248	CEFOXITIN SODIUM INJECTION 1GM/10ML VIAL
** 50003230	CEFOXITIN SODIUM INJECTION 1GM/100ML INFUSION VIAL
** 50001249	CEFOXITIN SODIUM INJECTION 2GM/20ML VIAL
** 50003232	CEFOXITIN SODIUM INJECTION 2GM/100ML INFUSION VIAL
** 50002361	CEFTAZIDIME INJECTION 500MG VIAL
** 50002363	CEFTAZIDIME INJECTION 1GM PB VIAL
** 50002365	CEFTAZIDIME INJECTION 1GM VIAL
** 50002367	CEFTAZIDIME INJECTION 2GM PB VIAL
** 50002369	CEFTAZIDIME INJECTION 2GM VIAL
** 50002371	CEFTAZIDIME INJECTION 6GM VIAL
** 50003238	CEFTIZOXIME SODIUM INJECTION 1GM PB VIAL
** 50004825	CEFTIZOXIME SODIUM INJECTION 1GM VIAL
** 50003240	CEFTIZOXIME SODIUM INJECTION 2GM PB VIAL
** 50004826	CEFTIZOXIME SODIUM INJECTION 2GM VIAL
** 50003244	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%) BAG
** 50003248	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 2GM/50ML; 2.5GM/50ML (5%) BAG
** 50003260	CEFTRIAXONE SODIUM INJECTION 250MG VIAL
** 50003262	CEFTRIAXONE SODIUM INJECTION 500MG VIAL
** 50003264	CEFTRIAXONE SODIUM INJECTION 1GM PB VIAL
** 50003250	CEFTRIAXONE SODIUM INJECTION 1GM VIAL
** 50003252	CEFTRIAXONE SODIUM INJECTION 2GM PB VIAL
** 50003254	CEFTRIAXONE SODIUM INJECTION 2GM VIAL
** 50003256	CEFTRIAXONE SODIUM INJECTION 10GM VIAL
** 50004841	CEFUROXIME AXETIL TABLET 125MG
** 50004843	CEFUROXIME AXETIL TABLET 250MG
** 50004845	CEFUROXIME AXETIL TABLET 500MG
** 50008764	CEFUROXIME SODIUM INJECTION 750MG INFUSION VIAL
** 50004830	CEFUROXIME SODIUM INJECTION 750MG VIAL

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.720 ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
** 50003290	CEFUROXIME SODIUM INJECTION 1.5GM INFUSION VIAL
** 50004832	CEFUROXIME SODIUM INJECTION 1.5GM VIAL
** 50004834	CEFUROXIME SODIUM INJECTION 7.5GM/100ML
** 50001251	CEPHELEXIN CAPSULE 250MG
** 50001252	CEPHELEXIN CAPSULE 500MG
** 50001231	CEPHELEXIN HCL TABLET 250MG
** 50001233	CEPHELEXIN HCL TABLET 500MG
** 50001258	CEPHELEXIN ORAL SUSPENSION 100MG/ML 10ML
** 50001253	CEPHELEXIN ORAL SUSPENSION 125MG/5ML 60ML BOTTLE
** 50001254	CEPHELEXIN ORAL SUSPENSION 125MG/5ML 200 100ML BOTTLE
** 50001255	CEPHELEXIN ORAL SUSPENSION 125MG/5ML 200ML BOTTLE
** 50001256	CEPHELEXIN ORAL SUSPENSION 250MG/5ML 100ML BOTTLE
** 50001257	CEPHELEXIN ORAL SUSPENSION 250MG/5ML 200ML BOTTLE
** 50001260	CEPHELEXIN TABLET 250MG
** 50001263	CEPHELEXIN TABLET 500MG
** 50001259	CEPHELEXIN TABLET 1GM
** 60008010	CEPHALOSPORIN-INJECTION-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 60008009	CEPHALOSPORIN-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50001273	CEPHALOTHIN SODIUM INJECTION 1GM/10ML VIAL
** 50004103	CEPHALOTHIN SODIUM INJECTION 1GM/100ML VIAL
** 50001274	CEPHALOTHIN SODIUM INJECTION 2GM/10ML VIAL
** 50004105	CEPHALOTHIN SODIUM INJECTION 2GM/100ML VIAL
** 50001275	CEPHALOTHIN SODIUM INJECTION 4GM/50ML VIAL
** 50001276	CEPHALOTHIN SODIUM INJECTION 4GM/50ML 20GM/200ML VIAL
** 50001290	CEPHAPRIN SODIUM INJECTION 500MG VIAL
** 50004107	CEPHAPRIN SODIUM INJECTION 1GM PB VIAL
** 50001291	CEPHAPRIN SODIUM INJECTION 1GM VIAL
** 50004109	CEPHAPRIN SODIUM INJECTION 2GM PB VIAL
** 50001292	CEPHAPRIN SODIUM INJECTION 2GM VIAL
** 50001293	CEPHAPRIN SODIUM INJECTION 4GM PB VIAL
** 50001294	CEPHAPRIN SODIUM INJECTION 20GM VIAL
** 50001600	CEPHRADINE CAPSULE 250MG
** 50001601	CEPHRADINE CAPSULE 500MG
** 50003756	CEPHRADINE INJECTION 2GM INFUSION VIAL

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.720 ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
** 50003757	CEPHRADINE INJECTION 4GM INFUSION VIAL
** 50001605	CEPHRADINE ORAL SUSPENSION 125MG/5ML 100ML BOTTLE
** 50002310	CEPHRADINE ORAL SUSPENSION 125MG/5ML 200ML BOTTLE
** 50001608	CEPHRADINE ORAL SUSPENSION 250MG/5ML 100ML BOTTLE
** 50002311	CEPHRADINE ORAL SUSPENSION 250MG/5ML 200ML BOTTLE
** 50001602	CEPHRADINE TABLET 1GM
** 50003753	CEPHRADINE INJECTION 250MG VIAL
** 50003754	CEPHRADINE INJECTION 500MG VIAL
** 50003755	CEPHRADINE INJECTION 1GM VIAL
** 50001298	MOXALACTAM DISODIUM INJECTION 1GM VIAL
** 50001299	MOXALACTAM DISODIUM INJECTION 2GM VIAL

(Source: Emergency amendment at 12 Ill. Reg. 20851 effective December 2, 1988 for a maximum of 150 days)

SECTION 141.1280 CARDIOVASCULAR: ANTIHYPERLIPIDEMICS  
EMERGENCY

Item Number	Drug Name and Strength
00481230	CHOLOXIN TABLET 1MG
00481250	CHOLOXIN TABLET 2MG
00481270	CHOLOXIN TABLET 4MG
00481290	CHOLOXIN TABLET 6MG
50002851	CLOFIBRATE CAPSULE 500MG
00090260	COLESTID POWDER - BOTTLE 500GM
00091260	COLESTID POWDER - PACKETS
00710669	LOPID CAPSULE 300MG
01830051	LORELCO TABLET 250MG
00680053	LORELCO TABLET 500MG
00871580	QUESTRAN POWDER PACKET 4GM
00870580	QUESTRAN POWDER 378GM CAN

(Source: Emergency amendment at 12 Ill. Reg. 20851 effective December 2, 1988, for a maximum of 150 days)



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SECTION 141.1680

EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY

## EMERGENCY

Item Number	Drug Name and Strength
50000233	DEXAMETHASONE OPHTHALMIC SUSPENSION 0.1% 15 ML BOTTLE
50000232	DEXAMETHASONE OPHTHALMIC SUSPENSION 0.1% 5ML BOTTLE
50000234	DEXAMETHASONE SODIUM PHOSPHATE OPHTHALMIC OINTMENT 0.05%
50000230	DEXAMETHASONE SODIUM PHOSPHATE OPTHALMIC SOLUTION 0.1% 2.5ML
50000231	DEXAMETHASONE SODIUM PHOSPHATE OPHTHALMIC SOLUTION 0.1% 5ML
00231211	F M L LIQUIFILM OPHTHALMIC SUSPENSION 5ML
00230211	F M L LIQUIFILM OPHTHALMIC SUSPENSION 10ML
00232211	F M L LIQUIFILM OPHTHALMIC SUSPENSION 15ML
00231074	H M S LIQUIFILM OPHTHALMIC SUSPENSION 5ML
00230074	H M S LIQUIFILM OPHTHALMIC SUSPENSION 10ML
01190801	OCUFEN LIQUIFILM 0.03% 2.5ML
01191801	OCUFEN LIQUIFILM 0.03% 5ML
01192801	OCUFEN LIQUIFILM 0.03% 15ML
50000904	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 0.12% 5ML
50000906	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 0.12% 10ML
50000902	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 0.125% 10ML
50000900	PREDNISOLONE ACETATE OPHTHALMIC SUPENSION 0.125% 5ML
50000910	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 1.0% 10ML
50000908	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 1.0% 5ML
50000911	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION 1.0% 15ML

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)

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SECTION 141.2600

HOMEOSTATIC/NUTRITIONAL: INSULIN

## EMERGENCY

Item Number	Drug Name and Strength
** 00031534	INSULIN NOVOLIN N PENFILL 100U/ML 1.5ML (150U) CARTRIDGE
** 00031833	INSULIN NOVOLIN R PENFILL 100U/ML 1.5ML (150U) CARTRIDGE
** 00031837	INSULIN NOVOLIN 70/30 PENFILL 100U/ML 1.5ML (150U) CARTRIDGE
** 50007291	INSULIN U100 LENTE - 1 VIAL
** 50007291	INSULIN U100 LENTE - 2 VIALS
** 50007292	INSULIN U100 LENTE - 3 VIALS
** 50008100	INSULIN U100 NPH - 1 VIAL
** 50007228	INSULIN U100 NPH - 2 VIALS
** 50007228	INSULIN U100 NPH - 3 VIALS
** 50007237	INSULIN U100 PZ - 1 VIAL
** 50007288	INSULIN U100 PZ - 2 VIALS
** 50007289	INSULIN U100 PZ - 3 VIALS
** 50007100	INSULIN U100 REGULAR - 1 VIAL
** 50007230	INSULIN U100 REGULAR - 2 VIALS
** 50007231	INSULIN U100 REGULAR - 3 VIALS
** 50007293	INSULIN U100 SEMI-LENTE - 1 VIAL
** 50007294	INSULIN U100 SEMI-LENTE - 2 VIALS
** 50007295	INSULIN U100 SEMI-LENTE - 3 VIALS
** 50007296	INSULIN U100 ULTRA-LENTE - 1 VIAL
** 50007297	INSULIN U100 ULTRA-LENTE - 2 VIALS
** 50007298	INSULIN U100 ULTRA-LENTE - 3 VIALS
** 50003483	INSULIN U100 BEEF LENTE - 1 VIAL
** 50007232	INSULIN U100 BEEF LENTE - 2 VIALS
** 50007233	INSULIN U100 BEEF LENTE - 3 VIALS
** 50007299	INSULIN U100 BEEF NPH - 1 VIAL
** 50007300	INSULIN U100 BEEF NPH - 2 VIALS
** 50007301	INSULIN U100 BEEF NPH - 3 VIALS
** 50007151	INSULIN U100 BEEF PZ - 1 VIAL
** 50007145	INSULIN U100 BEEF PZ - 2 VIALS
** 50007153	INSULIN U100 BEEF PZ - 3 VIALS
** 50003484	INSULIN U100 BEEF REGULAR - 1 VIAL
** 50007234	INSULIN U100 BEEF REGULAR - 2 VIALS
** 50007235	INSULIN U100 BEEF REGULAR - 3 VIALS
** 50003485	INSULIN U100 PORK LENTE - 1 VIAL
** 50007238	INSULIN U100 PORK LENTE - 2 VIALS
** 50007239	INSULIN U100 PORK LENTE - 3 VIALS
** 50007302	INSULIN U100 PORK NPH - 1 VIAL
** 50007303	INSULIN U100 PORK NPH - 2 VIALS
** 50007304	INSULIN U100 PORK NPH - 3 VIALS
** 50007341	INSULIN U100 PORK PZ - 1 VIAL

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## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2600 HOMEOSTATIC/NUTRITIONAL: INSULIN (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
** 50007342	INSULIN U100 PORK PZ - 2 VIALS
** 50007343	INSULIN U100 PORK PZ - 3 VIALS
** 50003486	INSULIN U100 PORK REGULAR - 1 VIAL
** 50007240	INSULIN U100 PORK REGULAR - 2 VIALS
** 50007241	INSULIN U100 PORK REGULAR - 3 VIALS
** 60009927	INSULIN U100, U500 NOT OTHERWISE LISTED (INCLUDING HUMAN)--GIVE FULL DESCRIPTION

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)

SECTION 141.2760 HORMONES/AGENTS AFFECTING MECHANISMS:  
EMERGENCY ADRENAL CORTICAL STEROIDS

Item Number	Drug Name and Strength
** 50000118	DEXAMETHASONE ACETATE 8MG/ML 1ML VIAL
** 50000076	DEXAMETHASONE ACETATE 8MG/ML 5ML VIAL
** 50003536	DEXAMETHASONE ORAL SOLUTION 0.5MG/0.5ML 30ML
** 50003538	DEXAMETHASONE ORAL SOLUTION 0.5MG/5ML
** 50000079	DEXAMETHASONE PHOSPHATE INJ 4MG/ML 1ML V
** 50000080	DEXAMETHASONE PHOSPHATE INJ 4MG/ML 5ML V
** 50000081	DEXAMETHASONE PHOSPHATE INJ 4MG/ML 25ML
** 50001019	DEXAMETHASONE PHOSPHATE INJ 24MG/ML 5ML
** 50001020	DEXAMETHASONE PHOSPHATE INJ 24MG/ML 10ML
** 50001908	DEXAMETHASONE TABLET 0.25MG
** 50001909	DEXAMETHASONE TABLET 0.50MG
** 50001910	DEXAMETHASONE TABLET 0.75MG
** 50001911	DEXAMETHASONE TABLET 1.5MG
** 50001915	DEXAMETHASONE TABLET 2.0MG
** 50001912	DEXAMETHASONE TABLET 4.0MG
** 00030429	FLORINEF ACETATE TABLET 0.1MG
** 50003460	HYDROCORTISONE ACETATE INJ 25MG/ML 5ML V
** 50003461	HYDROCORTISONE ACETATE INJ 50MG/ML 5ML V
** 50003463	HYDROCORTISONE PHOS INJ 50MG/ML 2ML SYRINGE
** 50003462	HYDROCORTISONE PHOS INJ 50MG/ML 2ML VIAL
** 50003465	HYDROCORTISONE PHOS INJ 50MG/ML 10ML VIAL
** 50003466	HYDROCORTISONE SOD SUCCINATE 100MG VIAL
** 50003467	HYDROCORTISONE SOD SUCCINATE 250MG VIAL
** 50003468	HYDROCORTISONE SOD SUCCINATE 500MG VIAL
** 50003469	HYDROCORTISONE SOD SUCCINATE 1000MG VIAL
** 50003121	HYDROCORTISONE TABLET 5MG

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## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2760 HORMONES/AGENTS AFFECTING MECHANISMS:  
EMERGENCY ADRENAL CORTICAL STEROIDS (Cont'd)

Item Number	Drug Name and Strength
** 50003123	HYDROCORTISONE TABLET 10MG
** 50003131	HYDROCORTISONE TABLET 20MG
** 00332906	NASALIDE SOLUTION 0.025% 25ML UNIT
** 50001271	PREDNISOLONE SODIUM PHOSPHATE ORAL LIQ 6.7MG/5ML (5MG PREDNISOLONE BASE/5ML)
** 40001120	PREDNISONE ORAL SOLUTION 5MG/ML 30ML
** 40003001	PREDNISONE ORAL SOLUTION 5MG/5ML
** 50004788	PREDNISONE TABLET 1.0MG
** 50004789	PREDNISONE TABLET 2.5MG
** 50004790	PREDNISONE TABLET 5.0MG
** 50004791	PREDNISONE TABLET 10.0MG
** 50004792	PREDNISONE TABLET 20.0MG
** 50004793	PREDNISONE TABLET 50.0MG

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)

SECTION 141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:  
EMERGENCY ESTROGENS/PROGESTINS

Item Number	Drug Name and Strength
** 50002490	CHLOROTRIANISENE TAB/CAP 12MG
** 50002492	CHLOROTRIANISENE TAB/CAP 25MG
** 50002494	CHLOROTRIANISENE TAB/CAP 72MG
** 50004804	CONJUGATED ESTROGENS TABLET 0.3MG
** 50004812	CONJUGATED ESTROGENS TABLET 0.625MG
** 50008763	CONJUGATED ESTROGENS TABLET 0.9MG
** 50004820	CONJUGATED ESTROGENS TABLET 1.25MG
** 50004839	CONJUGATED ESTROGENS TABLET 2.5MG
** 50002097	DIETHYLSTILBESTROL TABLET EC 1.0MG
** 50002119	DIETHYLSTILBESTROL TABLET EC 5.0MG
** 50002089	DIETHYLSTILBESTROL TABLET 1.0MG
** 50002100	DIETHYLSTILBESTROL TABLET 5.0MG
** 00870755	ESTRACE TABLET 1.0MG
** 00870756	ESTRACE TABLET 2.0MG
** 50003413	ESTRADIOL AQUEOUS 0.22MG/1ML 10ML VIAL
** 50003414	ESTRADIOL AQUEOUS 0.44MG/1ML 10ML VIAL
** 50003415	ESTRADIOL AQUEOUS 1.0 MG/1ML 10ML VIAL
** 50003416	ESTRADIOL AQUEOUS 1.1MG/1ML 10ML VIAL
** 50003418	ESTRADIOL CYPIONATE INJ 1MG/ML 10ML VIAL
** 50003420	ESTRADIOL CYPIONATE INJ 5MG/ML 5ML VIAL



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SECTION 141.2920  
EMERGENCYHORMONES/AGENTS AFFECTING MECHANISMS:  
ESTROGENS/PROGESTINS (Cont'd)

Item Number	Drug Name and Strength
50001286	ESTRADIOL TRANSDERMAL PATCH 0.05MG 10CM2
50001288	ESTRADIOL TRANSDERMAL PATCH 0.1MG 20CM2
50003421	ESTRADIOL VALERATE 10MG/ML 1ML VIAL
50003422	ESTRADIOL VALERATE 10MG/ML 5ML VIAL
50003423	ESTRADIOL VALERATE 20MG/ML 1ML SYRINGE
50003424	ESTRADIOL VALERATE 20MG/ML 5ML VIAL
50003425	ESTRADIOL VALERATE 40MG/ML 5ML VIAL
50003426	ESTROGENIC SUBSTANCE AQ INJ 2MG/ML 10ML
50003528	ESTROGENIC SUBSTANCE AQ INJ 5MG/ML 10ML
50003082	HYDROXYPROGESTERONE CAPROATE 125MG/ML 2ML VIAL
50003084	HYDROXYPROGESTERONE CAPROATE 125MG/ML 10ML VIAL
50003086	HYDROXYPROGESTERONE CAPROATE 250MG/ML 1ML SYRINGE
50003088	HYDROXYPROGESTERONE CAPROATE 250MG/ML 5ML VIAL
50003868	MEDROXYPROGESTERONE ACETATE 2.5MG TA/CA
50003890	MEDROXYPROGESTERONE ACETATE 10MG TAB/CAP
00743943	OGEN TABLET 0.625MG
00743946	OGEN TABLET 1.25MG
00743951	OGEN TABLET 2.5MG
00743958	OGEN TABLET 5MG
00450552	PREMARIN INJECTION 25MG W DILUENT
50004925	PROGESTERONE INJECT IN OIL 25MG/ML 10ML
50004926	PROGESTERONE INJECT IN OIL 50MG/ML 5ML
50004927	PROGESTERONE INJECT IN OIL 50MG/ML 10ML
50000641	RITODRINE HCL INJECTION 10MG/ML 5ML AMP
50000643	RITODRINE HCL INJECTION 15MG/ML 10ML SYRINGE
50000645	RITODRINE HCL TABLET 10MG

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)

SECTION 141.2960  
EMERGENCYHORMONES/AGENTS AFFECTING MECHANISMS: ORAL  
CONTRACEPTIVES

Item Number	Drug Name and Strength
00332110	BREVICON 21-DAY
04298711	BREVICON 21-DAY - REFILL
00330110	BREVICON 28-DAY

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SECTION 141.2960  
EMERGENCYHORMONES/AGENTS AFFECTING MECHANISMS: ORAL  
CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength
04298712	BREVICON 28-DAY - REFILL
00140151	DEMULEN 1/35-21
00141115	DEMULEN 1/35-21 - REFILL
00140161	DEMULEN 1/35-28
00141161	DEMULEN 1/35-28 - REFILL
00140071	DEMULEN-21
00140171	DEMULEN-21 - REFILL
00141071	DEMULEN-28
00141171	DEMULEN-28 - REFILL
00350051	ENOVID TABLET 5MG
00140051	ENOVID TABLET 5MG - CALENDAR PACK
00250101	ENOVID TABLET 10MG
00251131	ENOVID-E-21 TABLET 2.5MG
00140131	ENOVID-E-21 TABLET 2.5MG - REFILL
05364057	GENORA TABLET 0.5/35-21
05364157	GENORA TABLET 0.5/35-28
05364055	GENORA TABLET 1/35-21
05364155	GENORA TABLET 1/35-28
05364056	GENORA TABLET 1/50-21
05364156	GENORA TABLET 1/50-28
04190410	LEVLEN TABLETS 21'S
04190411	LEVLEN TABLETS 28'S
00080078	LO/OVRAL TABLET-21
00081078	LO/OVRAL TABLET-21 - 3 PACK
00082514	LO/OVRAL TABLET-28
00710913	LOESTRIN FE 1.0/20
07100913	LOESTRIN FE 1.0/20 - REFILL
00710917	LOESTRIN FE 1.5/30
07100917	LOESTRIN FE 1.5/30 - REFILL
07100915	LOESTRIN 21 1.0/20
07100915	LOESTRIN 21 1.0/20 - REFILL
07100916	LOESTRIN 21 1.5/30
07100916	LOESTRIN 21 1.5/30 - REFILL
00621410	MICRONOR TABLET 0.35MG
00621710	MODICON-21 TABLET
00621714	MODICON-28 TABLET
04543521	N.E.E. TABLET 1/35-21
04544521	N.E.E. TABLET 1/35-28
00470929	NELOVA TABLET 0.5/35-21
00470926	NELOVA TABLET 0.5/35-28
00470930	NELOVA TABLET 1/35-21
00470927	NELOVA TABLET 1/35-28
00332107	NOR-QD TABLET

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SECTION 141.2960  
EMERGENCYHORMONES/AGENTS AFFECTING MECHANISMS: ORAL  
CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength
**	NORDETTE-21 TABLET
**	NORDETTE-28 TABLET
**	NORINYL TABLET 1 PLUS 35-21 DAY - REFILL
**	NORINYL TABLET 1 PLUS 35-21 DAY
**	NORINYL TABLET 1 PLUS 35-28 DAY - REFILL
**	NORINYL TABLET 1 PLUS 35-28 DAY
**	NORINYL TABLET 1 PLUS 35-28 DAY - REFILL
**	NORINYL TABLET 1 PLUS 50-21 DAY - REFILL
**	NORINYL TABLET 1 PLUS 50-21 DAY
**	NORINYL TABLET 1 PLUS 50-28 DAY - REFILL
**	NORINYL TABLET 1 PLUS 50-28 DAY
**	NORINYL TABLET 1 PLUS 80-21 DAY - REFILL
**	NORINYL TABLET 1 PLUS 80-28 DAY
**	NORINYL TABLET 1 PLUS 80-28 DAY - REFILL
**	NORINYL TABLET 2MG
**	NORINYL TABLET 2MG - REFILL
**	NORLESTRIN FE 1/50
**	NORLESTRIN FE 1/50 - REFILL
**	NORLESTRIN FE 2.5/50
**	NORLESTRIN FE 2.5/50 - REFILL
**	NORLESTRIN 21 1/50
**	NORLESTRIN 21 1/50 - REFILL
**	NORLESTRIN 21 2.5/50
**	NORLESTRIN 21 2.5/50 - REFILL
**	NORLESTRIN 28 1/50
**	NORLESTRIN 28 1/50 - REFILL
**	ORAL CONTRACEPTIVES - PRODUCTS NOT OTHERWISE LISTED - LIST NAME AND MFG
**	ORTHO-NOVUM 2MG TAB
**	ORTHO-NOVUM 1/35 TAB 21'S
**	ORTHO-NOVUM 1/35 TAB 21'S - REFILL
**	ORTHO-NOVUM 1/35 TAB 28'S
**	ORTHO-NOVUM 1/35 TAB 28'S - REFILL
**	ORTHO-NOVUM 1/50 TAB 21'S
**	ORTHO-NOVUM 1/50 TAB 28'S
**	ORTHO-NOVUM 1/80 TAB 21'S
**	ORTHO-NOVUM 1/80 TAB 28'S
**	ORTHO-NOVUM 10/11 TAB 21'S
**	ORTHO-NOVUM 10/11 TAB 21'S - REFILL
**	ORTHO-NOVUM 10/11 TAB 28'S
**	ORTHO-NOVUM 10/11 TAB 28'S - REFILL
**	ORTHO-NOVUM 10MG TAB
**	ORTHO-NOVUM 7/77 21'S

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SECTION 141.2960  
EMERGENCYHORMONES/AGENTS AFFECTING MECHANISMS: ORAL  
CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength
**	ORTHO-NOVUM 7/77 21'S - REFILL
**	ORTHO-NOVUM 7/77 28'S
**	ORTHO-NOVUM 7/77 28'S - REFILL
**	OVCON-35 TABLET (21)
**	OVCON-35 TABLET (28)
**	OVCON-50 TABLET (21)
**	OVCON-50 TABLET (28)
**	OVRAL TABLET 21'S
**	OVRAL TABLET 21'S - 3 PACK
**	OVRAL TABLET 28'S
**	OVRETTE TABLET 28'S
**	OVULEN-21 TABLET
**	OVULEN-21 TABLET - REFILL
**	OVULEN-28 TABLET
**	OVULEN-28 TABLET - REFILL
**	TRI-LEVLEN TABLETS 21'S
**	TRI-LEVLEN TABLETS 28'S
**	TRI-NORINYL TABLETS 21'S
**	TRI-NORINYL TABLETS 28'S - REFILL
**	TRI-NORINYL TABLETS 28'S
**	TRI-NORINYL TABLETS 21'S - REFILL
**	TRI-PHASIL TABLETS 21'S
**	TRI-PHASIL TABLETS 21'S - REFILL
**	TRI-PHASIL TABLETS 28'S
**	TRI-PHASIL TABLETS 28'S - REFILL

(Source: Emergency amendment at 12 Ill. Reg. 20851,  
effective December 2, 1988, for a maximum of 150 days)SECTION 141.3280  
EMERGENCY

MEDICAL SUPPLIES

Item Number	Drug Name and Strength
**	60009931
**	HYPODERMIC NEEDLE-DISPOSABLE--LIST MFG, SIZE AND PRODUCT LIST NUMBER
**	60009930
**	HYPODERMIC NEEDLE-REUSEABLE--LIST MFG, SIZE AND PRODUCT LIST NUMBER
**	60009928
**	HYPODERMIC SYRINGE-GLASS--LIST MFG, SIZE AND PRODUCT LIST NUMBER
**	60009929
**	HYPODERMIC SYRINGE-PLASTIC DISP--LIST MFG, SIZE AND PRODUCT LIST NUMBER



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SECTION 141.3280 MEDICAL SUPPLIES (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
*** 00031852	INSULIN PENNEEDLE FOR USE WITH NOVOPEN
*** 50008681	INSULIN SYRINGE & NEEDLE DISPOSABLE
*** 60009932	INSULIN SYRINGE-GLASS REUSEABLE
*** 60009935	NEBULIZER (ASTHMATICS ONLY) EMPTY
(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)	

SECTION 141.3600 OSTOMY SUPPLIES  
EMERGENCY

Item Number	Drug Name and Strength
** 60009922	OS OSTOMY SUPPLIES - NOT OTHERWISE LISTED - SPECIFY MFG AND LIST NUMBER
** 50008470	OS BARD 140X DISPOSABLE IRRIGATION SET
** 50008471	OS BARD 144X DISPOSABLE DRAIN SLEEVES
** 50008505	OS BARD 2252 STOMAPLAST PLUS POUCH
** 50008506	OS BARD 2253 STOMAPLAST PLUS POUCH
** 50008476	OS BARD 260X SAF-T-POUCH SET
** 50008477	OS BARD 264X SAF-T-POUCH REFILLS
** 50008480	OS BARD 274X SAF-T-POUCH REFILLS
** 50008481	OS BARD 4221 STOMAPLAST PLUS POUCH
** 50008507	OS BARD 4222 STOMAPLAST PLUS POUCH
** 50008509	OS BARD 4223 STOMAPLAST PLUS POUCH
** 50008486	OS BARD 613X KARAYA WASHER
** 50008485	OS BARD 614X KARAYA WASHER 3 3/4 OD
** 50008489	OS BARD 6540 ADH SQ W/CRUXILINE 4X4
** 50008490	OS BARD 6580 ADH SQ W/CRUXILINE 8X8
** 50008491	OS BARD 6590 ADHESIVE STRIPS 6X7/8
** 50008492	OS BARD 672X SAF-T-POUCH ADHES GASKETS
** 50008493	OS BARD 8110 SAF-T-BELT
** 50008494	OS BARD 8120 SNAP-TITE BELT
** 50008495	OS BARD 8230 KARAYA POWDER 3.5OZ
** 50008496	OS BARD 8240 KARAYA POWDER 14OZ
** 50008498	OS BARD 8520 ADHESIVE SOLVENT 8OZ CAN
** 50008499	OS BARD 8530 ADHESIVE SOLVENT 32OZ CAN
** 50008500	OS BARD 8540 DEODORANT 2OZ BOTTLE
** 50008501	OS BARD 8550 DEODORANT 8OZ BOTTLE
** 50008502	OS BARD 871X GASKET PLASTIC REINFORCE
** 50008503	OS BARD 8720 FACE PLATE SOFT
** 50008504	OS BARD 8730 FACE PLATE HARD

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)  
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Item Number	Drug Name and Strength
** 50007742	OS BARD 960001 REG COLOSTOMY POUCH NO. 1
** 50007741	OS BARD 960002 REG COLOSTOMY POUCH NO. 2
** 50007740	OS BARD 960003 REG COLOSTOMY POUCH NO. 3
** 50007739	OS BARD 960004 REG COLOSTOMY POUCH NO. 4
** 50007747	OS BARD 960101 EXTRA COLOSTOMY POUCH NO. 1
** 50007746	OS BARD 960102 EXTRA COLOSTOMY POUCH NO. 2
** 50007745	OS BARD 960103 EXTRA COLOSTOMY POUCH NO. 3
** 50007722	OS BARD 960201 REG ILEOSTOMY POUCH NO. 20
** 50007730	OS BARD 960202 EXTRA ILEOSTOMY POUCH NO. 20
** 50007721	OS BARD 960301 REG ILEOSTOMY POUCH NO. 30
** 50007729	OS BARD 960302 EXTRA ILEOSTOMY POUCH NO. 30
** 50007727	OS BARD 960401 EXTRA ILEO B POUCH
** 50007723	OS BARD 960402 BELT-ADJUST SUPPORT PLATE
** 50007725	OS BARD 960403 EXTRA ILEO B MINI POUCH
** 50007726	OS BARD 960405 EXTRA ILEO B POUCH
** 50007724	OS BARD 960406 EXTRA ILEO B POUCH 60MM
** 50007714	OS BARD 960420 ADJUSTABLE BELT
** 50007738	OS BARD 961001 DELUXE IRRIGATION SET
** 50007734	OS BARD 961002 EXTRA SECURITY POUCH
** 50007731	OS BARD 961003 IRRIGATION SLEEVES
** 50007720	OS BARD 961004 KARAYA RINGS
** 50007733	OS BARD 961008 EXTRA SECURITY POUCH
** 50007737	OS BARD 961010 COLO-TIP FOR IRRIG SET
** 50007736	OS BARD 961011 IRRIGATOR BAG-VALVE/TUBE
** 50007735	OS BARD 961012 FACE PLATE FOR IRRIG SET
** 50007719	OS BARD 961015 STOMA URINE BAG ADULT
** 50007718	OS BARD 961016 STOMA URINE BAG MEDIUM
** 50007717	OS BARD 961017 STOMA URINE BAG PEDIATRIC
** 50007732	OS BARD 961020 EXTRA SECURITY POUCH 60MM
** 50007716	OS BARD 962901 RETAIL APPLIANCE KIT 10MM
** 50007715	OS BARD 962905 RETAIL APPLIANCE KIT 40MM
** 50007744	OS BARD 963002 CERTAIN STANDARD POUCH
** 50007743	OS BARD 963003 CERTAIN LARGE POUCH
** 50007712	OS CONVA 021712 STOMAHESIVE COVERING 4X4
** 50007711	OS CONVA 021715 STOMAHESIVE COVERING 8X8
** 50007846	OS CONVA 021915 ACCUSEAL ADAPTER
** 50007851	OS CONVA 02192X SUR-FIT UROSTOMY POUCH W/ACCUSEAL TAP TRANSPARENT STANDARD
** 50007848	OS CONVA 02193X SUR-FIT UROSTOMY POUCH WITH ACCUSEAL TAP OPAQUE STANDARD
** 50007850	OS CONVA 021930 SUR-FIT UROSTOMY POUCH 100MM (4") FLANGE W/ACCUSEAL TAP

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SECTION 141.3600  
EMERGENCY

OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007847	OS CONVA 021940 SUR-FIT UROSTOMY POUCH 100MM (4") FLANGE W/ACCUSEAL TAP
** 50007849	OS CONVA 02195X SUR-FIT UROSTOMY POUCH WITH ACCUSEAL TAP OPAQUE SMALL
** 50007873	OS CONVA 022340 STOMAHESIVE WAFER SURFIT 5"x5" WAFER W/2-3/4" SUR-FIT FLANGE
** 50007872	OS CONVA 022341 STOMAHESIVE WAFER SURFIT 6"x6" WAFER W/4" SUR-FIT FLANGE
** 50007864	OS CONVA 022353 SUR-FIT DRAINABLE POUCH 14" TRANSPARENT WITH 4" FLANGE
** 50007867	OS CONVA 022370 STOMAHESIVE WAFER 4"x4" WITH 2-3/4" SUR-FIT ACCORDIAN FLANGE
** 50007866	OS CONVA 022380 STOMAHESIVE WAFER 5"x5" WITH 4" SUR-FIT ACCORDIAN FLANGE
** 50007868	OS CONVA 02252X SUR-FIT FLEXIBLE FLANGE
** 50007871	OS CONVA 02256X DURAHESIVE WAFER 4"x4" WITH LOW PROFILE FLANGE
** 50007870	OS CONVA 022569 DURAHESIVE WAFER 5"x5" WITH 2-3/4" SUR-FIT FLANGE
** 50007869	OS CONVA 022570 DURAHESIVE WAFER 6"x6" WITH 4" SUR-FIT FLANGE
** 50007834	OS CONVA 0227XX ACTIVE LIFE ONE-PIECE DRAINABLE POUCH 12" OPAQUE
** 50007833	OS CONVA 0227XX ACTIVE LIFE ONE-PIECE DRAINABLE POUCH 12" TRANSPARENT
** 50007831	OS CONVA 022703 ACTIVE LIFE ONE-PIECE CLOSED-END POUCH OPAQUE
** 50007830	OS CONVA 022706 ACTIVE LIFE ONE-PIECE CLOSED-END POUCH TRANSPARENT
** 50007858	OS CONVA 02271X VISI-FLOW IRRIGATION STARTER SET
** 50007829	OS CONVA 022710 ACTIVE LIFE ONE-PIECE STOMA CAP
** 50007857	OS CONVA 022735 VISI-FLOW IRRIGATOR WITH STOMA CONE
** 50007856	OS CONVA 022736 VISI-FLOW STOMA CONE
** 50007854	OS CONVA 02274X SUR-FIT IRRIGATION ADAPTER FACEPLATE
** 50007841	OS CONVA 02275X ACTIVE LIFE ONE-PIECE DRAINABLE POUCH 10" OPAQUE
** 50007832	OS CONVA 022771 ACTIVE LIFE ONE-PIECE DRAINABLE CUSTOM POUCH 12" TRANSPARENT

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007852	OS CONVA 02423X SUR-FIT UROSTOMY POUCH TRANSPARENT SMALL
** 50007853	OS CONVA 02423X SUR-FIT UROSTOMY POUCH TRANSPARENT STANDARD
** 50007860	OS CONVA 02425X SUR-FIT IRRIGATION SLEEV
** 50007859	OS CONVA 02426X SUR-FIT FLANGE CAP
** 50007862	OS CONVA 02547X SUR-FIT DRAINABLE POUCH 10" OPAQUE WITHOUT FABRIC PANEL
** 50007863	OS CONVA 02547X SUR-FIT DRAINABLE POUCH 12" OPAQUE WITHOUT FABRIC PANEL
** 50007876	OS CONVA 025510 STOMAHESIVE POWDER 30GM
** 50007826	OS CONVA 0256XX STOMAHESIVE SUR-FIT 4X4
** 50007825	OS CONVA 02562X SUR-FIT CLOSED POUCH OPQ
** 50007825	OS CONVA 02563X SUR-FIT DRAIN PCH 12" TR
** 50007823	OS CONVA 02564X SUR-FIT DRAIN PCH 12" OP
** 50007824	OS CONVA 02569X SUR-FIT DRAIN PCH 10" OP
** 50007865	OS CONVA 02569X SUR-FIT DRAINABLE POUCH 10" OPAQUE
** 50007861	OS CONVA 02577X SUR-FIT MINI-POUCH
** 50007845	OS CONVA 027060 SUR-FIT NIGHT DRAINAGE CONTAINER SET
** 50007844	OS CONVA 027061 SUR-FIT NIGHT DRAINAGE CONTAINER COVER
** 50007828	OS CONVA 175510 APPLIANCE BELT ADJUST
** 50007874	OS CONVA 175600 SUR-FIT TAIL CLOSURES FOR USE WITH 025470 THRU 025479 ONLY
** 50007875	OS CONVA 175635 SUR-FIT/ACTIVE LIFE TAIL CLOSURES
** 50007855	OS CONVA 175650 SUR-FIT IRRIGATION SLEEVE TAIL CLOSURE
** 50007842	OS CONVA 1801XX SUR-FIT POUCH COVERS
** 50007877	OS CONVA 183910 STOMAHESIVE PASTE 60GM
** 50007843	OS CONVA 1850XX SUR-FIT DISPOSABLE CONVEX INSERTS
** 50008478	OS DIAM SHAM SAF-T-POUCH SET C O B F 270
** 50008479	OS DIAM SHAM SAF-T-POUCH SET C 4 SBS 271
** 50008487	OS DIAM SHAM SKIN BARRIER SEAL 628
** 50008488	OS DIAM SHAM SKIN BARRIER SEAL 629
** 50008472	OS DIAM SHAM STOMAPLAST PLUS BAG 2251
** 50008473	OS DIAM SHAM STOMAPLAST PLUS CR BAG 226
** 50008474	OS DIAM SHAM STOMAPLAST PLUS CR BAG 227
** 50008475	OS DIAM SHAM STOMAPLAST PLUS CR BAG 228
** 50008482	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 426



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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50008483	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 427
** 50008484	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 428
** 50008497	OS DIAM SHAM SUPER BOND CEMENT 4OZ 8510
** 50007758	OS HOLL ADJUSTABLE OSTOMY BELT
** 50007840	OS HOLL ADH DRAINABLE OPAQUE SERIES 749
** 50007788	OS HOLL ADHESIVE SECURITY POUCH 714
** 50007789	OS HOLL ADHESIVE STOMA BAG 717
** 50007752	OS HOLL DILATOR GLOVE 7741
** 50007784	OS HOLL IRRIGATION SET 733
** 50007785	OS HOLL IRRIGATOR 7201
** 50007777	OS HOLL KARAYA SEAL DRAINABLE STOM BG725
** 50007780	OS HOLL KARAYA SEAL DRAINABLE STOM BG726
** 50007776	OS HOLL KARAYA SEAL DRN STOM BG C ADH723
** 50007773	OS HOLL KARAYA SEAL DRN STOM BG C ADH724
** 50007791	OS HOLL REGULAR STOMA BAG 710
** 50007791	OS HOLL UROSTOMY BAG C ADHESIVE ONLY 744
** 50007761	OS HOLL UROSTOMY BAG C KARAYA SEAL 741
** 50007764	OS HOLL 141X LO-PROFILE UROSTOMY POUCH
** 50002556	W/MICROPOROUS II ADHESIVE AND GASKET
** 50002581	OS HOLL 142X LO-PROFILE UROSTOMY POUCH
** 50002555	W/MICROPOROUS II ADHESIVE
** 50008270	OS HOLL 143X LO-PROFILE UROSTOMY POUCH
** 50008270	W/MICROPOROUS II KARAYA 5 SEAL/GASKET
** 50007836	OS HOLL 227X FILTER STOMA POUCH WITH STANDARD ADHESIVE
** 50007837	OS HOLL 300X SECURE ADHESIVE OSTOMY SYSTEM POUCH CLEAR
** 50007838	OS HOLL 304X SECURE ADHESIVE OSTOMY SYSTEM POUCH OPAQUE
** 50007839	OS HOLL 311X KARAYA SEAL DRAINABLE STOMA POUCH SHORT 12" OPAQUE
** 50008271	OS HOLL 313X KARAYA SEAL DRAINABLE STOMA POUCH BRIEF 9" OPAQUE
** 50008271	OS HOLL 314X FILTER SECURITY POUCH WITH MICROPOROUS ADHESIVE
** 50002591	OS HOLL 318X STOMA CAP W/MICROPOROUS ADHESIVE 2" or 3"
** 50008268	OS HOLL 322X KARAYA SEAL DRAINABLE STOMA POUCH SHORT 12" REGULAR
** 50008269	OS HOLL 323X KARAYA SEAL DRAINABLE STOMA POUCH BRIEF 9" REGULAR
** 50008267	OS HOLL 327X KARAYA SEAL DRAINABLE STOMA POUCH MEDIUM 16" REGULAR

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50008272	OS HOLL 332X KARAYA SEAL STOMA POUCH W/KARAYA 5 RING MICROPOROUS ADH FLTR
** 50002589	OS HOLL 350X PREMIUM CLOSED POUCH WITH MICROPOROUS II ADH DEOD FLTR QUFILM
** 50002587	OS HOLL 353X PREMIUM CLOSED POUCH WITH KARAYA 5 MICROPOROUS II FLTR FILM OP
** 50002588	OS HOLL 354X PREMIUM CLOSED POUCH WITH SYN RING MICROPOROUS II FLTR OPQUFILM
** 50002586	OS HOLL 355X PREMIUM CLOSED POUCH WITH KARAYA 5 MICROPOROUS II FLTR FILM
** 50002543	OS HOLL 360X PREMIUM DRAINABLE POUCH WITH KARAYA 5 SEAL, MICROPOROUS II
** 50002540	OS HOLL 363X FIRSTCHOICE DRAINABLE POUCH SYNTHETIC BARRIER CUSHION FIT
** 50002541	OS HOLL 364X PREMIUM DRAINABLE POUCH WITH SYNTHETIC SEAL RING MICROPOROUS
** 50002548	OS HOLL 366X PREMIUM DRAINABLE POUCH WITH REPLACEMENT FILTER
** 50002538	OS HOLL 370X TWO-PIECE OSTOMY SYSTEM SKIN BARRIER W/FLANGE 1 1/2" -- 2 3/4"
** 50002537	OS HOLL 3706 TWO-PIECE OSTOMY SYSTEM SKIN BARRIER W/FLANGE 4" FLANGE
** 50002736	OS HOLL 380X TWO-PIECE OSTOMY SYSTEM REG DRN POUCH W/FLANGE 1 1/2" -- 2 3/4"
** 50002533	OS HOLL 3806 TWO-PIECE OSTOMY SYSTEM REG DRAINABLE POUCH W/FLANGE 4" FLANGE
** 50002735	OS HOLL 381X TWO-PIECE OSTOMY SYSTEM OPQ DRN POUCH W/FLANGE 1 1/2" -- 2 3/4"
** 50002532	OS HOLL 3816 TWO-PIECE OSTOMY SYSTEM OPQ DRAINABLE POUCH W/FLANGE 4" FLANGE
** 50002529	OS HOLL 382X TWO-PIECE OSTOMY SYSTEM IRRIGATOR DRAIN
** 50002531	OS HOLL 390X TWO-PIECE OSTOMY SYSTEM PREMIUM UROSTOMY POUCH W/FLANGE
** 50008273	OS HOLL 412X HOLLIGARD SEAL STOMA POUCH WITH MICROPOROUS ADHESIVE AND FILTER
** 50007757	OS HOLL 7035 APPLIANCE COVER CLOSED BAGS
** 50007756	OS HOLL 7037 APPLIANCE COVER DRAIN BAG
** 50007790	OS HOLL 713X MINI POUCH
** 50007792	OS HOLL 716X KARAYA SEAL STOMA POUCH WITH KARAYA 5 SEAL RING
** 50007787	OS HOLL 718X REGULAR STOMA CAP
** 50007786	OS HOLL 719X STOMA IRRIGATOR DRAIN

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007779	OS HOLL 721X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 RING SHORT 12"
** 50007775	OS HOLL 722X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 SHORT 12"
** 50007774	OS HOLL 727X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 MEDIUM 16"
** 50007778	OS HOLL 728X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 RING MEDIUM 16"
** 50002584	OS HOLL 7328 STANDARD UROSTOMY DRAIN TUB
** 50007760	OS HOLL 7328 UROSTOMY DRAIN TUBE STANDRD
** 50002583	OS HOLL 7330 LO-PROFILE DRAIN TUBE
** 50002582	OS HOLL 7331 UROSTOMY DRAIN TUBE ADAPTER
** 50007769	OS HOLL 734X LOOP OSTOMY DRAINABLE POUCH
** 50007770	OS HOLL 734X LOOP OSTOMY GASKET ASSEMBLY
** 50007768	OS HOLL 734X LOOP OSTOMY STARTER SET
** 50007759	OS HOLL 739X KARAYA SEAL RING
** 50007767	OS HOLL 740X UROSTOMY POUCH BRIEF 9"
** 50007771	OS HOLL 742X ADHESIVE DRAINABLE STOMA POUCH MEDIUM 16"
** 50007772	OS HOLL 743X ADHESIVE DRAINABLE STOMA POUCH SHORT 12"
** 50007765	OS HOLL 745X UROSTOMY POUCH MEDIUM 12"
** 50007762	OS HOLL 746X UROSTOMY POUCH WITH KARAYA 5 SEAL RING MEDIUM 16"
** 50007766	OS HOLL 747X UROSTOMY POUCH SHORT 12"
** 50007763	OS HOLL 748X UROSTOMY POUCH WITH KARAYA 5 SEAL RING SHORT 12"
** 50007835	OS HOLL 7700 HOLLHESIVE SKIN BARRI 4X4
** 50002599	OS HOLL 7701 HOLLHESIVE SKIN BARRIER 8" X 8" NON-STERILE
** 50002600	OS HOLL 7708 HOLLISEAL SKIN BARRIER 4" X 4"
** 50007781	OS HOLL 772X COMBINATION CONE/TUBE IRRIGATION STARTER SET 2" OR 3"
** 50007783	OS HOLL 772X COMBINATION CONE/TUBE STOMA IRRIGATOR DRAIN 2" OR 3"
** 50007782	OS HOLL 7721 COMBINATION CONE/TUBE IRRIGATION KIT
** 50002592	OS HOLL 7723 STOMA CONE REPLACEMENT UNIT W/CONNECTOR AND INSTRUCTIONS
** 50007755	OS HOLL 7730 MEDICAL ADHESIVE 6OZ CAN
** 50007754	OS HOLL 7731 MEDICAL ADHESIVE REMOVER 6OZ SPRAY CAN
** 50007753	OS HOLL 7740 STOMA LUBRICANT 4OZ BOTTLE

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50002605	OS HOLL 7755 UNIVERSAL REMOVER FOR ADHESIVES AND BARRIERS 6OZ BOTTLE
** 50002606	OS HOLL 7760 UNIVERSAL REMOVER WIPES FOR ADHESIVES AND BARRIERS-CARTON OF 50
** 50007751	OS HOLL 7765 DRAINABLE POUCH CLAMP
** 50002549	OS HOLL 7766 REPLACEMENT FILTERS FOR PREMIUM DRAINABLE POUCH
** 50002622	OS HOLL 7770 PREMIUM DRAINABLE POUCH CLAMP FOR PREMIUM AND QUIET FILM
** 50002593	OS HOLL 7800 PREMIUM SKIN BARRIER 4" X 4" NON-STERILE
** 50002598	OS HOLL 7801 PREMIUM SKIN BARRIER 8" X 8" NON-STERILE
** 50008266	OS HOLL 7905 KARAYA POWDER 2.5 OZ BOTTLE
** 50007749	OS HOLL 7910 KARAYA PASTE 4.5 OZ TUBE
** 50007750	OS HOLL 7916 SKIN GEL 1 OZ TUBE
** 50002619	OS HOLL 7917 SKIN GEL PROTECTIVE DRESSING WIPES-CARTON OF 50
** 50002604	OS HOLL 7918 SKIN GEL SPRAY 4OZ BOTTLE
** 50007748	OS HOLL 7919 KARAYA PASTE 2 OZ TUBE
** 50002602	OS HOLL 7920 HOLLHESIVE PASTE 4.5OZ
** 50002601	OS HOLL 7930 PREMIUM PASTE 2OZ TUBE
** 50002603	OS HOLL 9760 POST-OP POUCH W/MICROPOROUS II ADHESIVE AND ATTACHED CLOSURE
** 50002539	OS HOLL 9765 PEDIATRIC POUCH
** 50007501	OS NUHOPE 2101 REUSABLE URINARY POUCH STYLE A
** 50007502	OS NUHOPE 2102 REUSABLE URINARY POUCH STYLE A W/VALVE
** 50007503	OS NUHOPE 2111 REUSABLE URINARY POUCH STYLE B
** 50007504	OS NUHOPE 2115 REUSABLE URINARY POUCH STYLE C
** 50007505	OS NUHOPE 2118 REUSABLE URINARY POUCH STYLE D
** 50007506	OS NUHOPE 2125 REUSABLE URINARY POUCH STYLE H
** 50007507	OS NUHOPE 2126 REUSABLE URINARY POUCH STYLE H W/VALVE
** 50007508	OS NUHOPE 22XX BASE PLATE AND RING SET
** 50007509	OS NUHOPE 23XX ADHERING TAPE DISC
** 50007510	OS NUHOPE 2313 ADHERING TAPE DISC 1-5/8"
** 50007511	OS NUHOPE 2330 REGULAR ADHERING TAPE STRIPS
** 50007512	OS NUHOPE 2332 EXTRA WIDE ADHERING TAPE STRIPS
** 50007513	OS NUHOPE 2334 EXTRA LONG ADHERING TAPE STRIPS



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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007514	OS NUHOPE 2400 ADHESIVE 3OZ BOTTLE W/APPLICATOR
** 50007515	OS NUHOPE 2401 ADHESIVE 1OZ BOTTLE W/APPLICATOR
** 50007516	OS NUHOPE 2408 CLEANING SOLVENT 4OZ
** 50007517	OS NUHOPE 2410 CLEANING SOLVENT 16OZ
** 50007518	OS NUHOPE 2427 THINNING SOLVENT 2OZ
** 50007519	OS NUHOPE 2500 THIN RUBBER STOMA SEALS
** 50007520	OS NUHOPE 251X CLOTH COVER FOR 12OZ or 20OZ
** 50007521	OS NUHOPE 2513 CLOTH COVER FOR 30OZ
** 50007522	OS NUHOPE 252X HOLE CUTTER TOOL 1/2" THRU 1-1/8"
** 50007523	OS NUHOPE 253X HOLE CUTTER TOOL 1-1/4" THRU 1-1/2"
** 50007524	OS NUHOPE 253X HOLE CUTTER TOOL 1-3/4" THRU 2"
** 50007525	OS NUHOPE 2540 REGULAR VALVE SET
** 50007526	OS NUHOPE 2543 EXTRA WIDE VALVE SET
** 50007527	OS NUHOPE 2546 LONG CURVED VALVE SET
** 50007528	OS NUHOPE 2550 DRYING HANGER
** 50007529	OS NUHOPE 2555 STANDARD SHORT SHIELD
** 50007530	OS NUHOPE 2556 EXTRA LARGE SUPPORT SHIELD
** 50007531	OS NUHOPE 2600 1" ELASTIC BELT W/PLASTIC BUCKLES
** 50007532	OS NUHOPE 2605 1" ELASTIC BELT W/METAL BUCKLES
** 50007533	OS NUHOPE 2610 1-1/2" ELASTIC BELT W/PLASTIC BUCKLES
** 50007534	OS NUHOPE 2615 1-1/2" ELASTIC BELT W/METAL BUCKLES
** 50007535	OS NUHOPE 2630 1" RUBBER BELT W/PLASTIC BUCKLES
** 50007536	OS NUHOPE 266X SUPPORT BELT 4"
** 50007538	OS NUHOPE 3101 REUSABLE DRAINABLE POUCH STYLE E
** 50007539	OS NUHOPE 3103 REUSABLE DRAINABLE POUCH STYLE F
** 50007540	OS NUHOPE 3142 CRYOVAC DISPOSABLE POUCH
** 50007541	OS NUHOPE 3200 KARAYA GUM POWDER 3.5OZ SQUEEZE BOTTLE
** 50007542	OS NUHOPE 3205 KARAYA GUM POWDER 1/2OZ SQUEEZE BOTTLE
** 50007543	OS NUHOPE 3208 KARAYA GUM POWDER 1LB BOTTLE

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007541	OS NUHOPE 3220 CARBO ZINC 6OZ JAR
** 50007545	OS NUHOPE 4003 PHARMASEAL DRAINAGE CONTAINER
** 50007546	OS NUHOPE 4008 NU-CREAM 2OZ JAR
** 50007547	OS NUHOPE 4010 NU-CREAM 1OZ TUBE
** 50007548	OS NUHOPE 4020 NU-GARD SKIN BARRIER WIPES
** 50007549	OS NUHOPE 50XX DUALSTICK ADHESIVE PAD
** 50007550	OS NUHOPE 62XX CONVEX INSERTS PACK OF 10
** 50007551	OS NUHOPE 65XX 3" SUPPORT BELT
** 50007553	OS NUHOPE 66XX 6" SUPPORT BELT
** 50007554	OS NUHOPE 66XX 9" SUPPORT BELT
** 50007555	OS NUHOPE 71XX ODORPROOF BRIEF POST OP DRAINABLE 12OZ POUCH
** 50007556	OS NUHOPE 71XX NU-FLEX DRAINABLE MINI POUCH 8OZ
** 50007557	OS NUHOPE 72XX ODORPROOF ADULT POST OP DRAINABLE 24OZ POUCH
** 50007558	OS NUHOPE 73XX ODORPROOF BRIEF NU-SELF (OPAQUE) 12OZ DRAINABLE POUCH
** 50007559	OS NUHOPE 74XX ODORPROOF ADULT NU-SELF (OPAQUE) 24OZ DRAINABLE POUCH
** 50007560	OS NUHOPE 77XX BRIEF NU-FLEX DRAIN POUCH 12OZ
** 50007561	OS NUHOPE 77XX-FV BRIEF NU-FLEX DRAIN POUCH POUCH WITH FLUTTER VALVE 12OZ
** 50007562	OS NUHOPE 7854 ADULT NU-FLEX DRAIN POUCH TAPE DISC
** 50007563	OS NUHOPE 7854-FV ADULT NU-FLEX DRAIN POUCH TAPE DISC WITH FLUTTER VALVE
** 50007564	OS NUHOPE 79XX ADULT NU-FLEX DRAIN POUCH 22OZ
** 50007565	OS NUHOPE 79XX-FV ADULT NU-FLEX DRAIN POUCH WITH FLUTTER VALVE 22OZ
** 50007566	OS NUHOPE 81XX BRIEF POST-OP DRAINABLE POUCH 12OZ
** 50007567	OS NUHOPE 8134 NU-FLEX MINI-POUCH 6OZ
** 50007568	OS NUHOPE 8134-FV NU-FLEX MINI-POUCH WITH FLUTTER VALVE 6OZ
** 50007569	OS NUHOPE 81XX BRIEF POST-OP URINARY POUCH 12OZ
** 50007570	OS NUHOPE 81XX-TS BRIEF POST-OP URINARY TRIM SHIELD POUCH 12OZ
** 50007571	OS NUHOPE 81XX-FV BRIEF POST-OP URINARY POUCH WITH FLUTTER VALVE 12OZ
** 50007572	OS NUHOPE 82XX ADULT POST-OP DRAINABLE POUCH 24OZ 1/2" THROUGH 2" OPENING

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007573	OS NUHOPE 82XX ADULT POST-OP DRAINABLE POUCH 24OZ 2-1/4" THROUGH 3" OPENING
** 50007574	OS NUHOPE 82XX ADULT POST-OP URINARY POUCH 24OZ 1/2" THROUGH 2" OPENING
** 50007575	OS NUHOPE 82XX ADULT POST-OP URINARY POUCH 24OZ 2-1/4" THROUGH 3" OPENING
** 50007576	OS NUHOPE 82XX-TS ADULT POST-OP URINARY TRIM SHIELD POUCH 24OZ
** 50007577	OS NUHOPE 82XX-FV ADULT POST-OP URINARY POUCH WITH FLUTTER VALVE 24OZ
** 50007578	OS NUHOPE 8316 DOUBLE BARRELL POST-OP DRAINABLE POUCH
** 50007579	OS NUHOPE 83XX DUALSTICK DRAIN 4" X 12"
** 50007580	OS NUHOPE 8395 DUALSTICK DRAIN 11" X 27"
** 50007581	OS NUHOPE 84XX ADULT HI-POCKETS DRAINABLE POUCH 24OZ
** 50007582	OS NUHOPE 84XX ADULT HI-POCKETS URINARY POUCH 24OZ
** 50007583	OS NUHOPE 84XX-FV ADULT HI-POCKETS URINARY POUCH WITH FLUTTER VALVE
** 50007584	OS NUHOPE 85XX BRIEF HI-POCKETS DRAINABLE POUCH 12OZ
** 50007585	OS NUHOPE 85XX BRIEF HI-POCKETS URINARY POUCH 12OZ
** 50007586	OS NUHOPE 86XX COLOSTOMY POUCH
** 50007587	OS NUHOPE 87XX ADULT NU-SELF DRAINABLE POUCH 24OZ
** 50007588	OS NUHOPE 88XX BRIEF NU-SELF DRAINABLE POUCH 12OZ
** 11700201	OS SWEEN 0201 SWEEN CREAM 57GM JAR/TUBE
** 11700216	OS SWEEN 0216 SWEEN CREAM 142GM JAR/TUBE
** 11700925	OS SWEEN 0925 SWEEN PREP 59ML
** 11700926	OS SWEEN 0926 SWEEN PREP 118ML
** 11700951	OS SWEEN 0951 PURI-CLENS 59ML
** 11700971	OS SWEEN 0971 PURI-CLENS 118ML
** 11701001	OS SWEEN 1001 PERI-CARE OINTMENT 57GM JAR
** 11701002	OS SWEEN 1002 PERI-CARE OINTMENT 227GM JAR
** 11701005	OS SWEEN 1005 PERI-CARE OINTMENT 50GM TUBE
** 11701006	OS SWEEN 1006 PERI-CARE OINTMENT 142GM TUBE
** 11701021	OS SWEEN 1021 PERI-CARE OINTMENT 14GM TUBE
** 11701321	OS SWEEN 1321 MICRO-GUARD SKIN CREAM 57GM
** 11701332	OS SWEEN 1332 MICRO-GUARD SKIN CREAM 14GM
** 11701400	OS SWEEN 1400 PERI-WASH 237ML

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SECTION 141.3600  
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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 11701410	OS SWEEN 1410 PERI-WASH 118ML
** 11701452	OS SWEEN 1452 PERI-WASH II 118ML
** 11701453	OS SWEEN 1453 PERI-WASH II 237ML
** 11701523	OS SWEEN 1523 O.A.D. OSTOMY APPLIANCE DEODORANT 37ML
** 11701525	OS SWEEN 1525 O.A.D. OSTOMY APPLIANCE DEODORANT 237ML
** 11701527	OS SWEEN 1527 O.A.D. OSTOMY APPLIANCE DEODORANT 118ML
** 11701571	OS SWEEN 1571 O.A.D. SWEEN-A-PEEL WAFER SKIN PROTECTANT 4" X 4" 5 WAFERS
** 11701579	OS SWEEN 1579 SWEEN-A-PEEL WAFER SKIN PROTECTANT 12" X 12" 1 WAFER
** 11701921	OS SWEEN 1921 KARAYA POWDER STERILIZED 85GM
** 11702041	OS SWEEN 2041 SWEEN PREP WIPES BOX OF 54
** 50008469	OS UNITED 1025 BONGORT SPECIAL PED DRAIN
** 50008468	OS UNITED 1044 MAX-E POUCH OPEN END HOR
** 50008467	OS UNITED 1075 BONGORT PF URIN DIVER PCH
** 50008466	OS UNITED 1076 BONGORT PF URIN DIVER PCH
** 50008465	OS UNITED 1085 SPEC ODOR-BARRIER DRAIN
** 50008464	OS UNITED 1802 COLOSET POUCH
** 50008463	OS UNITED 1805 COLOSET POUCH
** 50008462	OS UNITED 2453 HYPALON FACEPLACE CONVEX
** 50008461	OS UNITED 251X FEATHER-LITE VINYL POUCH
** 50008460	OS UNITED 256 FEATHER-LITE O-P ILEO PCH
** 50008459	OS UNITED 2564 FEATHER-LITE ODRPRF ILEO
** 50008458	OS UNITED 2687 UNIVERSAL ADH GASKETS 3X4
** 50008457	OS UNITED 3006 FEATHER-LITE URINE POUCH
** 50008456	OS UNITED 3120 BEAD-O-RING
** 50008455	OS UNITED 3135 HYPALON FACEPLACE CONVEX
** 50008454	OS UNITED 3206 FEATHER-LITE URINE POUCH
** 50008453	OS UNITED 3406 FEATHER-LITE URINE POUCH
** 50008452	OS UNITED 4000 SKIN-BOND CEMENT 4OZ
** 50008451	OS UNITED 4020 UNISOLVE ADH REMOVER 8 OZ
** 50008450	OS UNITED 4050 URI-KLEEN DEODOR DET 16 OZ
** 50008449	OS UNITED 4060 KARAYA GUM POWDER 2.5 OZ
** 50008448	OS UNITED 4120 BANISH LIQ DEODORANT 37ML
** 50008447	OS UNITED 4121 BANISH LIQ DEOD 237ML
** 50008446	OS UNITED 4202 SKIN-PREP AEROSOL 170GM
** 50008445	OS UNITED 4204 SKIN-PREP WIPES
** 50008444	OS UNITED 4305 SEAL-TITE GASKETS
** 50008443	OS UNITED 4412 TAIL CLOSURE ADULT
** 50008442	OS UNITED 4430 UNIWASH SKIN CLEANSER



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## SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

EMERGENCY

Item Number	Drug Name and Strength
** 50008441	OS UNITED 4435 UNIDERM MOISTURIZER 3 OZ
** 50008440	OS UNITED 4440 UNISALVE OINTMENT 2.47 OZ
** 50008438	OS UNITED 8150 UNITIP COLO IRRIG SET
** 50008437	OS UNITED 8152 COMB-TIP COLO IRRIG SET
** 50008436	OS UNITED 8404 CONVERT-A-POUCH SOFT FACE

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

## SECTION 141.3800

## PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS

EMERGENCY

Item Number	Drug Name and Strength
** 50006630	AMITRIPTYLINE HCL INJ 10MG/ML 10ML VIAL
** 50002710	AMITRIPTYLINE HCL TABLET 10MG
** 50002725	AMITRIPTYLINE HCL TABLET 25MG
** 50002750	AMITRIPTYLINE HCL TABLET 50MG
** 50002775	AMITRIPTYLINE HCL TABLET 75MG
** 50002800	AMITRIPTYLINE HCL TABLET-100MG
** 50002850	AMITRIPTYLINE HCL TABLET-150MG
** 50004635	DESIPRAMINE HCL CAPSULE OR TABLET 10MG
** 50001815	DESIPRAMINE HCL CAPSULE OR TABLET 25MG
** 50001816	DESIPRAMINE HCL CAPSULE OR TABLET 50MG
** 50001822	DESIPRAMINE HCL CAPSULE OR TABLET 75MG
** 50001824	DESIPRAMINE HCL CAPSULE OR TABLET 100MG
** 50001826	DESIPRAMINE HCL CAPSULE OR TABLET 150MG
** 50005359	DOXEPIN HCL CONCENTRATE 10MG/ML 120ML
** 50005352	DOXEPIN HCL CAPSULE 10MG
** 50005353	DOXEPIN HCL CAPSULE 25MG
** 50005354	DOXEPIN HCL CAPSULE 50MG
** 50005356	DOXEPIN HCL CAPSULE 75MG
** 50005357	DOXEPIN HCL CAPSULE 100MG
** 50005358	DOXEPIN HCL CAPSULE 150MG
** 50003474	IMIPRAMINE HCL INJECTION 25MG/2ML 2ML AMP
** 50006068	IMIPRAMINE HCL TABLET 10MG
** 50006076	IMIPRAMINE HCL TABLET 25MG
** 50006078	IMIPRAMINE HCL TABLET 50MG
** 50003541	MAPROTILINE HCL TABLET 25MG
** 50003543	MAPROTILINE HCL TABLET 50MG
** 50003545	MAPROTILINE HCL TABLET 75MG
** 00470270	NARDIL TABLET 15MG

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## SECTION 141.3800 PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS (Cont'd)

EMERGENCY

Item Number	Drug Name and Strength
** 50002005	NORTRIPTYLINE HCL SOLUTION 10MG/5ML
** 50002010	NORTRIPTYLINE HCL CAPSULE 10MG
** 50002025	NORTRIPTYLINE HCL CAPSULE 25MG
** 50002511	NORTRIPTYLINE HCL CAPSULE 50MG
** 50002075	NORTRIPTYLINE HCL CAPSULE 75MG
** 00071471	PARNATE TABLET 10MG
** 07773105	PROZAC CAPSULE 20MG
** 50000771	TRAZODONE HCL TABLET 50MG
** 50000773	TRAZODONE HCL TABLET 100MG
** 50000775	TRAZODONE HCL TABLET 150MG

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

## SECTION 141.3920

## PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC

EMERGENCY

Item Number	Drug Name and Strength
** 50005940	CHLORPROMAZINE CAPSULE SR 30MG
** 50005959	CHLORPROMAZINE CAPSULE SR 75MG
** 50005960	CHLORPROMAZINE CAPSULE SR 150MG
** 50005961	CHLORPROMAZINE CAPSULE SR 200MG
** 50005962	CHLORPROMAZINE CAPSULE SR 300MG
** 50006010	CHLORPROMAZINE CONCENTRATE 30MG/ML 120ML
** 50006012	CHLORPROMAZINE CONCENTRATE 100MG/ML 240ML
** 50000065	CHLORPROMAZINE INJECTION 25MG/ML 10ML VIAL
** 50000066	CHLORPROMAZINE INJECTION 25MG/1ML AMP
** 50000068	CHLORPROMAZINE INJECTION 50MG/2ML AMP
** 50005991	CHLORPROMAZINE SUPPOSITORY 25MG
** 50006009	CHLORPROMAZINE SUPPOSITORY 100MG
** 50005983	CHLORPROMAZINE SYRUP 10MG/5ML 120ML
** 50005908	CHLORPROMAZINE TABLET 10MG
** 50005916	CHLORPROMAZINE TABLET 25MG
** 50005924	CHLORPROMAZINE TABLET 50MG
** 50005932	CHLORPROMAZINE TABLET 100MG
** 50005934	CHLORPROMAZINE TABLET 200MG
** 50003437	FLUPHENAZINE DECANOATE INJ 25MG/ML 1ML S
** 50003438	FLUPHENAZINE DECANOATE INJ 25MG/ML 5ML V
** 50003439	FLUPHENAZINE ENANTHATE INJ 25MG/ML 1ML S
** 50003440	FLUPHENAZINE ENANTHATE INJ 25MG/ML 5ML V
** 50002778	FLUPHENAZINE HYDROCHLORIDE CONC 5MG/CC

SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)		SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)	
EMERGENCY		EMERGENCY	
Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50002777	FLUPHENAZINE HYDROCHLORIDE ELIXIR .5MG/CC	** 50007353	PROCHLORPERAZINE MALEATE TAB/CAP 25MG
** 50002776	FLUPHENAZINE HYDROCHLORIDE TAB RA 1MG	** 50007358	PROCHLORPERAZINE MALEATE TR CAP/TAB 10MG
** 50002780	FLUPHENAZINE HYDROCHLORIDE TAB 0.25MG	** 50007359	PROCHLORPERAZINE MALEATE TR CAP/TAB 15MG
** 50002781	FLUPHENAZINE HYDROCHLORIDE TAB 1.00MG	** 50007360	PROCHLORPERAZINE MALEATE TR CAP/TAB 30MG
** 50002782	FLUPHENAZINE HYDROCHLORIDE TAB 2.50MG	** 50007361	PROCHLORPERAZINE MALEATE TR CAP/TAB 75MG
** 50002783	FLUPHENAZINE HYDROCHLORIDE TAB 5.00MG	** 00080251	PROKETAZINE TABLET 12.5MG
** 50002784	FLUPHENAZINE HYDROCHLORIDE TAB-10.00MG	** 00080252	PROKETAZINE TABLET 25.0MG
** 50003441	FLUPHENAZINE-HCL INJ 2.5MG/ML 10ML VIAL	** 00080253	PROKETAZINE TABLET 50.0MG
** 50003799	HALOPERIDOL DECANOATE INJ 70.52MG/ML (50MG/ML HALOPERIDOL) 1ML AMP/VIAL	** 50007371	PROMAZINE HCL CONC 30MG/ML 120ML
** 50003803	HALOPERIDOL DECANOATE INJ 70.52MG/ML (50MG/ML HALOPERIDOL) 5ML VIAL	** 50007373	PROMAZINE HCL INJ 25MG/ML - 10ML VIAL
** 50004805	HALOPERIDOL INJECTION 5MG/ML 1ML	** 50007374	PROMAZINE HCL INJ 25MG/ML SYRINGE
** 50004807	HALOPERIDOL INJECTION 5ML/ML 10ML	** 50007375	PROMAZINE HCL INJ 50MG/ML - 2ML VIAL
** 50004801	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 15ML	** 50007376	PROMAZINE HCL INJ 50MG/ML - 10ML VIAL
** 50004803	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 240ML	** 50007377	PROMAZINE HCL INJ 50MG/ML SYRINGE
** 50004809	HALOPERIDOL TABLET 0.5MG	** 50007378	PROMAZINE HCL INJ 100MG/2ML SYRINGE
** 50004811	HALOPERIDOL TABLET 1.0MG	** 50007379	PROMAZINE HCL SYRUP 10MG/5ML 120ML
** 50004813	HALOPERIDOL TABLET 2.0MG	** 50007380	PROMAZINE HCL TAB/CAP 10MG
** 50004815	HALOPERIDOL TABLET 5.0MG	** 50007381	PROMAZINE HCL TAB/CAP 25MG
** 50004817	HALOPERIDOL TABLET 10.0MG	** 50007382	PROMAZINE HCL TAB/CAP 50MG
** 50004819	HALOPERIDOL TABLET 20.0MG	** 50007383	PROMAZINE HCL TAB/CAP 100MG
** 00055385	LOXAPINE HCL INJ IM 1ML AMP 50MG/ML	** 05970025	SERENTIL CONCENTRATE 25MG/CC
** 00056385	LOXAPINE HCL INJ IM 10ML VIAL 50MG/ML	** 05970027	SERENTIL INJECTION 25MG/ML 1ML AMP
** 50002357	LOXAPINE SUCCINATE 5MG	** 05970020	SERENTIL TABLET 10MG
** 50002358	LOXAPINE SUCCINATE 10MG	** 05970021	SERENTIL TABLET 25MG
** 50002360	LOXAPINE SUCCINATE 25MG	** 05970022	SERENTIL TABLET 50MG
** 50002362	LOXAPINE SUCCINATE 50MG	** 05970023	SERENTIL TABLET 100MG
** 50002366	LOXAPINE SUCCINATE CONCENTRATE 25MG/ML	** 00041010	TARACTAN CONCENTRATE 100MG/5CC
** 50003128	MOLINDONE HCL 5MG TAB/CAP	** 00041926	TARACTAN INJECTION 25MG/2ML AMP
** 50003130	MOLINDONE HCL 10MG TAB/CAP	** 00040045	TARACTAN TABLET 10MG
** 50003132	MOLINDONE HCL 25MG TAB/CAP	** 00040046	TARACTAN TABLET 25MG
** 50003134	MOLINDONE HCL 50MG TAB/CAP	** 00040047	TARACTAN TABLET 50MG
** 50003136	MOLINDONE HCL 100MG TAB/CAP	** 00040049	TARACTAN TABLET 100MG
** 50002009	MOLINDONE HCL CONCENTRATE 20MG/ML	** 50006531	THIORIDAZINE HCL CONCENTRATE 30MG/ML
** 50007347	PROCHLORPERAZINE EDIS INJ 5MG/ML 10ML VIAL	** 50006533	THIORIDAZINE HCL CONCENTRATE 100MG/ML
** 50007348	PROCHLORPERAZINE EDIS INJ 10MG/2ML AMP	** 50006535	THIORIDAZINE HCL SUSPENSION 25MG/5ML
** 50007354	PROCHLORPERAZINE EDISYLATE CONC 10MG/ML	** 50006537	THIORIDAZINE HCL SUSPENSION 100MG/5ML
** 50007350	PROCHLORPERAZINE EDISYLATE SYR 5MG/5ML	** 50006541	THIORIDAZINE HCL TABLET 10MG
** 50007351	PROCHLORPERAZINE MALEATE TAB/CAP 5MG	** 50006543	THIORIDAZINE HCL TABLET 15MG
** 50007352	PROCHLORPERAZINE MALEATE TAB/CAP 10MG	** 50006545	THIORIDAZINE HCL TABLET 25MG

SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)		SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)	
EMERGENCY		EMERGENCY	
Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50007353	PROCHLORPERAZINE MALEATE TAB/CAP 25MG	** 50007353	PROCHLORPERAZINE MALEATE TAB/CAP 25MG
** 50007358	PROCHLORPERAZINE MALEATE TR CAP/TAB 10MG	** 50007358	PROCHLORPERAZINE MALEATE TR CAP/TAB 10MG
** 50007359	PROCHLORPERAZINE MALEATE TR CAP/TAB 15MG	** 50007359	PROCHLORPERAZINE MALEATE TR CAP/TAB 15MG
** 50007360	PROCHLORPERAZINE MALEATE TR CAP/TAB 30MG	** 50007360	PROCHLORPERAZINE MALEATE TR CAP/TAB 30MG
** 50007361	PROCHLORPERAZINE MALEATE TR CAP/TAB 75MG	** 50007361	PROCHLORPERAZINE MALEATE TR CAP/TAB 75MG
** 00080251	PROKETAZINE TABLET 12.5MG	** 00080251	PROKETAZINE TABLET 12.5MG
** 00080252	PROKETAZINE TABLET 25.0MG	** 00080252	PROKETAZINE TABLET 25.0MG
** 00080253	PROKETAZINE TABLET 50.0MG	** 00080253	PROKETAZINE TABLET 50.0MG
** 50007371	PROMAZINE HCL CONC 30MG/ML 120ML	** 50007371	PROMAZINE HCL CONC 30MG/ML 120ML
** 50007373	PROMAZINE HCL INJ 25MG/ML - 10ML VIAL	** 50007373	PROMAZINE HCL INJ 25MG/ML - 10ML VIAL
** 50007374	PROMAZINE HCL INJ 25MG/ML SYRINGE	** 50007374	PROMAZINE HCL INJ 25MG/ML SYRINGE
** 50007375	PROMAZINE HCL INJ 50MG/ML - 2ML VIAL	** 50007375	PROMAZINE HCL INJ 50MG/ML - 2ML VIAL
** 50007376	PROMAZINE HCL INJ 50MG/ML - 10ML VIAL	** 50007376	PROMAZINE HCL INJ 50MG/ML - 10ML VIAL
** 50007377	PROMAZINE HCL INJ 50MG/ML SYRINGE	** 50007377	PROMAZINE HCL INJ 50MG/ML SYRINGE
** 50007378	PROMAZINE HCL INJ 100MG/2ML SYRINGE	** 50007378	PROMAZINE HCL INJ 100MG/2ML SYRINGE
** 50007379	PROMAZINE HCL SYRUP 10MG/5ML 120ML	** 50007379	PROMAZINE HCL SYRUP 10MG/5ML 120ML
** 50007380	PROMAZINE HCL TAB/CAP 10MG	** 50007380	PROMAZINE HCL TAB/CAP 10MG
** 50007381	PROMAZINE HCL TAB/CAP 25MG	** 50007381	PROMAZINE HCL TAB/CAP 25MG
** 50007382	PROMAZINE HCL TAB/CAP 50MG	** 50007382	PROMAZINE HCL TAB/CAP 50MG
** 50007383	PROMAZINE HCL TAB/CAP 100MG	** 50007383	PROMAZINE HCL TAB/CAP 100MG
** 05970025	SERENTIL CONCENTRATE 25MG/CC	** 05970025	SERENTIL CONCENTRATE 25MG/CC
** 05970027	SERENTIL INJECTION 25MG/ML 1ML AMP	** 05970027	SERENTIL INJECTION 25MG/ML 1ML AMP
** 05970020	SERENTIL TABLET 10MG	** 05970020	SERENTIL TABLET 10MG
** 05970021	SERENTIL TABLET 25MG	** 05970021	SERENTIL TABLET 25MG
** 05970022	SERENTIL TABLET 50MG	** 05970022	SERENTIL TABLET 50MG
** 05970023	SERENTIL TABLET 100MG	** 05970023	SERENTIL TABLET 100MG
** 00041010	TARACTAN CONCENTRATE 100MG/5CC	** 00041010	TARACTAN CONCENTRATE 100MG/5CC
** 00041926	TARACTAN INJECTION 25MG/2ML AMP	** 00041926	TARACTAN INJECTION 25MG/2ML AMP
** 00040045	TARACTAN TABLET 10MG	** 00040045	TARACTAN TABLET 10MG
** 00040046	TARACTAN TABLET 25MG	** 00040046	TARACTAN TABLET 25MG
** 00040047	TARACTAN TABLET 50MG	** 00040047	TARACTAN TABLET 50MG
** 00040049	TARACTAN TABLET 100MG	** 00040049	TARACTAN TABLET 100MG
** 50006531	THIORIDAZINE HCL CONCENTRATE 30MG/ML	** 50006531	THIORIDAZINE HCL CONCENTRATE 30MG/ML
** 50006533	THIORIDAZINE HCL CONCENTRATE 100MG/ML	** 50006533	THIORIDAZINE HCL CONCENTRATE 100MG/ML
** 50006535	THIORIDAZINE HCL SUSPENSION 25MG/5ML	** 50006535	THIORIDAZINE HCL SUSPENSION 25MG/5ML
** 50006537	THIORIDAZINE HCL SUSPENSION 100MG/5ML	** 50006537	THIORIDAZINE HCL SUSPENSION 100MG/5ML
** 50006541	THIORIDAZINE HCL TABLET 10MG	** 50006541	THIORIDAZINE HCL TABLET 10MG
** 50006543	THIORIDAZINE HCL TABLET 15MG	** 50006543	THIORIDAZINE HCL TABLET 15MG
** 50006545	THIORIDAZINE HCL TABLET 25MG	** 50006545	THIORIDAZINE HCL TABLET 25MG
** 50006547	THIORIDAZINE HCL TABLET 50MG	** 50006547	THIORIDAZINE HCL TABLET 50MG
** 50006549	THIORIDAZINE HCL TABLET 100MG	** 50006549	THIORIDAZINE HCL TABLET 100MG
** 50006551	THIORIDAZINE HCL TABLET 150MG	** 50006551	THIORIDAZINE HCL TABLET 150MG
** 50006553	THIORIDAZINE HCL TABLET 200MG	** 50006553	THIORIDAZINE HCL TABLET 200MG



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
** 50006040	THIOTHIXENE CAPSULE 1MG
** 50006042	THIOTHIXENE CAPSULE 2MG
** 50006044	THIOTHIXENE CAPSULE 5MG
** 50006046	THIOTHIXENE CAPSULE 10MG
** 50006048	THIOTHIXENE CAPSULE 20MG
** 50006035	THIOTHIXENE HCL CONCENTRATE 5MG/ML 30ML
** 50006037	THIOTHIXENE HCL CONCENTRATE 5MG/ML 120ML
** 50006027	THIOTHIXENE HCL INJECTION 2MG/ML 2ML VIAL
** 50006029	THIOTHIXENE HCL INJECTION 5MG/ML 2ML VIAL
** 00850968	TINDAL TABLET 20MG
** 50001262	TRIFLUOPERAZINE HCL CONC 10MG/ML
** 50001264	TRIFLUOPERAZINE HCL INJECTION 2MG/ML
** 50001266	TRIFLUOPERAZINE HCL TABLET 1MG
** 50001268	TRIFLUOPERAZINE HCL TABLET 2MG
** 50001270	TRIFLUOPERAZINE HCL TABLET 5MG
** 50001272	TRIFLUOPERAZINE HCL TABLET 10MG
** 00850363	TRILAFON CONCENTRATE 16MG/5CC 120CC
** 00850012	TRILAFON INJECTION 5MG/ML 1ML AMP
** 00850141	TRILAFON REPETABS TABLET 8MG
** 00850705	TRILAFON TABLET 2MG
** 00850940	TRILAFON TABLET 4MG
** 00850313	TRILAFON TABLET 8MG
** 00850077	TRILAFON TABLET 16MG
** 00031987	VESPRIN INJECTION 10MG/ML 1ML SYRINGE
** 00030987	VESPRIN INJECTION 10MG/ML 10ML VIAL
** 00030920	VESPRIN INJECTION 20MG/ML 1ML AMP
** 00030935	VESPRIN SUSPENSION 50MG/5CC 120CC
** 00030921	VESPRIN TABLET 10MG
** 00030922	VESPRIN TABLET 25MG
** 00030923	VESPRIN TABLET 50MG

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

SECTION 141.4200  
EMERGENCY

SKIN/MUCOUS MEMBRANE: ANTIBIOTICS

Item Number	Drug Name and Strength
** 50000006	BACITRACIN OINTMENT 15GM SIZE
** 50000007	BACITRACIN OINTMENT 30GM SIZE
** 50002430	BACITRACIN/NEOMYCIN/POLYMYXIN TOP OINT 15GM

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4200 SKIN/MUCOUS MEMBRANE: ANTIBIOTICS (Cont'd)  
EMERGENCY

Item Number	Drug Name and Strength
** 50002432	BACITRACIN/NEOMYCIN/POLYMYXIN TOP OINT 30GM
** 50002434	BACITRACIN/POLYMYXIN TOP OINT 15GM
** 50002436	BACITRACIN/POLYMYXIN TOP OINT 30GM
** 50001641	CHLORAMPHENICOL CREAM 1% 30GM
** 50001642	CHLORTETRACYCLINE HCL OINTMENT 3% 14.2GM
** 50001643	CHLORTETRACYCLINE HCL OINTMENT 3% 30GM
** 50001643	CLINDAMYCIN PHOSPHATE TOPICAL GEL 1% 7.5GM
** 50001635	CLINDAMYCIN PHOSPHATE TOPICAL GEL 1% 30GM
** 50001644	CLINDAMYCIN PHOSPHATE TOPICAL SOLUTION 10MG/ML 30ML
** 50001645	CLINDAMYCIN PHOSPHATE TOPICAL SOLUTION 10MG/ML 60ML
** 50003287	ERYTHROMYCIN GEL 2% 30GM
** 50003289	ERYTHROMYCIN GEL 2% 65GM
** 50003517	ERYTHROMYCIN SWAB 2%
** 50001646	ERYTHROMYCIN TOPICAL SOLUTION 1.5% 60ML
** 50001647	ERYTHROMYCIN TOPICAL SOLUTION 2.0% 60ML
** 50001648	GENTAMICIN SULFATE CREAM 0.1% 15GM
** 50001649	GENTAMICIN SULFATE OINTMENT 0.1% 15GM
** 50001650	MECLOCYCLINE SULFOSALICYLATE CREAM 1% 20GM
** 50001640	MECLOCYCLINE SULFOSALICYLATE CREAM 1% 45GM
** 50006421	MUPIROICIN OINTMENT 2% 15GM
** 50003860	NEOMYCIN SULFATE OINTMENT 0.5% 15GM
** 50003861	NEOMYCIN SULFATE OINTMENT 0.5% 30GM
** 60008024	SKIN/MUCOUS MEMBRANE ANTIBIOTIC-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 00690860	TERRAMYCIN TOPICAL PWD C POLYMYXIN 30GM
** 50001652	TETRACYCLINE HCL OINTMENT 3% 14.2GM TUBE
** 37000401	TETRACYCLINE TOPICAL SOLUTION 2.2MG/ML

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

SECTION 141.4230  
EMERGENCY

SKIN/MUCOUS MEMBRANE: ANTIFUNGAL/ANTI-INFLAMMATORY

Item Number	Drug Name and Strength
00850924	LOTTRISONE CREAM 15GM
00851924	LOTTRISONE CREAM 45GM
50003221	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 15GM

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SECTION 141.4230  
EMERGENCY SKIN/MUCOUS MEMBRANE: ANTIFUNGAL/ANTI-INFLAMMATORY (Cont'd)

Item Number	Drug Name and Strength
50003223	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 30GM
50003225	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 60GM
50003227	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 15GM
50003229	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 30GM
50003231	NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 60GM

(Source: Emergency rule added at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

SECTION 141.4800  
EMERGENCY VAGINAL: MISCELLANEOUS

Item Number	Drug Name and Strength
00625420	ACI-JEL C APPLICATOR 85GM
00625450	DIENESTROL VAGINAL CREAM WITH APP 78GM
00626450	DIENESTROL VAGINAL CREAM-TUBE ONLY 78GM
00870754	ESTRACE VAGINAL CREAM W/APP 42.5GM
00742467	OGEN VAGINAL CREAM WITH APPLICATOR 45GM
00460874	PREMARIN VAGINAL CREAM C APP 45GM
00461874	PREMARIN VAGINAL CREAM REFILL 45GM

(Source: Emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days)

## DEPARTMENT OF AGRICULTURE

## NOTICE OF PEREMPTORY AMENDMENTS

## 1) The Heading of the Part: Meat and Poultry Inspection Act

## 2) The Code Citation: 8 Ill. Adm. Code 125

## 3) Section Number: Peremptory Action:

125.170 Amended  
125.180 Amended  
125.200 Amended  
125.360 Amended

4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute Which Requires this Peremptory Rulemaking: 53 FR 46429, 45888, and 46855 (1988), The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1987, ch. 56 1/2, par. 316), the Federal Meat Inspection Act (21 U.S.C.A. 661, 1972 and West Supp. 1973-1988), and the Federal Poultry Inspection Act (21 U.S.C.A. 454, 1972 and West Supp. 1973-1988).

5) Statutory Authority: The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1987, ch. 56 1/2, par. 316).

6) Effective Date: December 21, 1988

## 7) A Complete Description of the Subjects and Issues Involved:

In order to maintain an "equal to" status with the federal meat and poultry inspection programs as required by the Federal Meat Inspection Act, the Federal Poultry Inspection Act, and in compliance with Section 16 of The Meat and Poultry Inspection Act, changes in the federal rules relative to meat and poultry inspection are hereby adopted.

The amendments to Sections 125.170 and 125.180 adopt the amendments to the federal meat inspection regulations to specify safety and sanitation requirements for electrical stimulating (ES) equipment. Establishments may use EST equipment to accelerate rigor mortis in slaughtered animals. The safety requirements will protect inspection personnel working near that equipment from the hazard of potentially lethal electric shock or other injury. The federal rules evolved from consultations with the Occupational Safety and Health Administration, National Electric Code members and the National Aeronautics and Space Administration. According to the federal analysis, costs of the rules will vary from \$200 to \$5000. The estimated costs would include any necessary equipment modifications, and purchase and installation of the safety devices and signs. Costs could be less and will vary for each establishment and would depend on the type of equipment and safety features currently in place.

The amendment to Section 125.200 adopts the federal rule changes which provide that livestock thyroid glands and the adjacent laryngeal muscle



tissue be classified as unfit for human consumption and handled as inedible product. The U.S. Department of Agriculture has adopted this change because of the health hazard of thyrotoxicosis associated with the consumption of meat trimmings containing cattle thyroid glands. The rule will assure that thyroid glands are not included in meat trimmings used in the preparation of meat products. At the same time, the larvnx, which was previously considered as inedible, is classified as edible tissue because it can be separated from the larvneal muscle tissue without including any thyroid gland tissue. The U.S. Department of Agriculture has determined that this rule will not have a significant economic impact.

The amendment to Section 125.360 adopts a new method of post-mortem inspection known as the "Streamlined Inspection System" (SIS) for broilers and cornish game hens. On January 29, 1986, the U.S. Department of Agriculture adopted the SIS as an interim rule and they have made minor revisions and corrections to that interim rule. Since the federal rules establishing the new method were adopted for Illinois establishments in 1986, the adoption of these final rules should be have little, if any, economic impact. SIS incorporates new post-mortem inspection procedures requiring one or two inspectors and a Finished Product Standards program for evaluating the wholesomeness and acceptability of finished product. Establishments are responsible for performing the necessary trim of designated defects on passed carcasses and for operating the Finished Product Standards program.

8) Does this rulemaking contain an automatic repeal date? No

9) Date Filed in Agency's Principal Office: December 21, 1988

10) This rule is in compliance with Section 5.03 of the Illinois Administrative Procedure Act.

Section Numbers	Proposed Action	Illinois Register citation	Yes
125.60	Amend	12 Ill. Reg. 19211, Nov. 18, 1988	
125.80	Amend	12 Ill. Reg. 19211, Nov. 18, 1988	

12) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local governments.

13) Information and questions regarding this adopted amendment shall be directed to:  
Name: Donna Garman, Administrative Assistant,  
Address: Department of Agriculture, State Fairgrounds, Springfield,  
Illinois 62794-9281  
Telephone: 217/782-2172

The full text of the Peremptory amendment begins on the next page:

TITLE 8: AGRICULTURE AND ANIMALS  
CHAPTER I: DEPARTMENT OF AGRICULTURE  
SUBCHAPTER c: MEAT AND POULTRY INSPECTION ACT

PART 125

MEAT AND POULTRY INSPECTION ACT

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR POULTRY INSPECTION

Section	
125.10	Definitions
125.20	Incorporation by Reference of Federal Rules
125.30	Application for License; Approval
125.40	Official Number
125.50	Inspections; Suspension or Revocation of License
125.60	Administrative Hearings; Appeals
125.70	Assignment and Authority of Program Employees
125.80	Schedule of Operations; Overtime
125.90	Official Marks of Inspection, Devices and Certificates
125.100	Records and Reports
125.110	Exemptions
125.120	Disposal of Dead Animals and Poultry
125.130	Reportable Animal and Poultry Diseases
125.140	Detention; Seizure; Condemnation

SUBPART B: MEAT INSPECTION

Section	
125.150	Livestock and Meat Products Entering Official Establishments
125.160	Equine and Equine Products
125.170	Facilities for Inspection
125.180	Sanitation
125.190	Ante-Mortem Inspection
125.200	Post-Mortem Inspection
125.210	Disposal of Diseased or Otherwise Adulterated Carcasses and Parts
125.220	Humane Slaughter of Animals
125.230	Handling and Disposal of Condemned or Other Inedible Products at Official Establishment
125.240	Rendering or Other Disposal of Carcasses and Parts Passed for Cooking
125.250	Marking Products and Their Containers
125.260	Labeling, Marking and Containers
125.270	Entry into Official Establishment; Reinspection and Preparation of Product

125.280 Meat Definitions and Standards of Identity or Composition  
125.290 Transportation  
125.300 Special Services Relating to Meat and Other Products  
125.305 Buffalo Inspection

SUBPART C: POULTRY INSPECTION

Section  
125.310 Application of Inspection  
125.320 Facilities for Inspection  
125.330 Sanitation  
125.340 Operating Procedures  
125.350 Ante-Mortem Inspection  
125.360 Post-Mortem Inspection; Disposition of Carcasses and Parts  
125.370 Handling and Disposal of Condemned or Inedible Products at Official Establishments  
125.380 Labeling and Containers  
125.390 Entry of Articles Into Official Establishments; Processing Inspection and Other Reinspections; Processing Requirements  
125.400 Definitions and Standards of Identity or Composition  
125.410 Transportation; Sale of Poultry or Poultry Products

AUTHORITY: Implementing and authorized by The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1985, ch. 56 1/2, par. 301 et seq., as amended by P.A. 85-246, effective September 2, 1987) and The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1985, ch. 127, par. 16).

SOURCE: Adopted at 9 Ill. Reg. 1782, effective January 24, 1985; peremptory amendment at 9 Ill. Reg. 2337, effective January 28, 1985; peremptory amendment at 9 Ill. Reg. 2980, effective February 20, 1985; peremptory amendment at 9 Ill. Reg. 4836, effective April 1, 1985; peremptory amendment at 9 Ill. Reg. 9240, effective June 5, 1985; peremptory amendment at 9 Ill. Reg. 10102, effective June 13, 1985; peremptory amendment at 9 Ill. Reg. 11673, effective July 17, 1985; peremptory amendment at 9 Ill. Reg. 13748, effective August 23, 1985; peremptory amendment at 9 Ill. Reg. 15575, effective October 2, 1985; peremptory amendment at 9 Ill. Reg. 19759, effective December 5, 1985; peremptory amendment at 10 Ill. Reg. 447, effective December 23, 1985; peremptory amendment at 10 Ill. Reg. 1307, effective January 7, 1986; peremptory amendment at 10 Ill. Reg. 3318, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 3880, effective February 7, 1986; peremptory amendment at 10 Ill. Reg. 11478, effective June 25, 1986; peremptory amendment at 10 Ill.

Reg. 14858, effective August 22 1986; peremptory amendment at 10 Ill. Reg. 15305, effective September 10, 1986; peremptory amendment at 10 Ill. Reg. 16743, effective September 19, 1986; peremptory amendment at 10 Ill. Reg. 18203, effective October 15, 1986; peremptory amendment at 10 Ill. Reg. 19818, effective November 12, 1986; peremptory amendment at 11 Ill. Reg. 1696, effective January 5, 1987; peremptory amendment at 11 Ill. Reg. 2930, effective January 23, 1987; peremptory amendment at 11 Ill. Reg. 9645, effective April 29, 1987; peremptory amendment at 11 Ill. Reg. 10321, effective May 15, 1987; peremptory amendment at 11 Ill. Reg. 11184, effective June 5, 1987; peremptory amendment at 11 Ill. Reg. 14830, effective August 25, 1987; peremptory amendment at 11 Ill. Reg. 18799, effective November 3, 1987; peremptory amendment at 11 Ill. Reg. 19805, effective November 19, 1987; peremptory amendment at 12 Ill. Reg. 2154, effective January 6, 1988; amended at 12 Ill. Reg. 3417, effective January 22, 1988; peremptory amendment at 12 Ill. Reg. 4879, effective February 25, 1988; peremptory amendment at 12 Ill. Reg. 6313, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 6819, effective March 29, 1988; peremptory amendment at 12 Ill. Reg. 13621, effective August 8, 1988; peremptory amendment at 12 Ill. Reg. 19116, effective November 1, 1988; peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988.

SURPART B: MEAT INSPECTION

Section 125.170 Facilities for Inspection

- The Department incorporates by reference 9 CFR 307.1, 307.2, and 307.3 and 307.7 (1984; 50 FR 19900, effective July 12, 1985; 53 FR 46429, effective December 19, 1988).
- The inspector's office shall be approved if it is in compliance with the requirements for an inspector's office as set forth in the "Sanitation Handbook for Meat and Poultry Inspection" and the "U.S. Inspected Meat and Poultry Packing Plants, A Guide to Construction and Layout" as adopted in Section 125.20 and the provisions of this Section. The office will be considered as being in a convenient location if it is on the premises of the official establishment or located in a building adjacent to the official establishment. Small plants (as identified in 9 CFR 307.1) shall furnish an inspector's office either at the establishment or in a building adjacent to the official establishment.



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- c) Facilities and equipment shall be provided by the official establishment as necessary to meet the operational needs (e.g., slaughtering facilities, processing facilities) of the establishment and the Department shall construe such facilities and equipment as being adequate, suitable or sufficient if the operational needs of the establishment can be met and inspection and sanitary conditions maintained in accordance with the rules of this Part.

(Source: Peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988)

**Section 125.180 Sanitation**

- a) The Department incorporates by reference 9 CFR 308.1 through 308.5(a), 308.5(g) and 308.6 through 308.1615 (1984; 51 FR 45602, effective June 19, 1987; 53 FR 46429, effective December 19, 1988).

- b) The Department shall approve construction of an establishment or the remodeling of an establishment if such establishment or the remodeling is in accordance with "U.S. Inspected Meat and Poultry Packing Plants, A Guide to Construction and Layout" as adopted by the Department in Section 125.20.

- c) The Department will permit for use in any official establishment equipment or utensils that are on the "List of Accepted Meat and Poultry Equipment" as adopted in Section 125.20.

- d) The Department shall approve the reuse of water for the specific purposes mentioned in the incorporated language of 9 CFR 308.3(d)(2) or for use as nonpotable water (see 9 CFR 308.3(d)(1)). An analysis of the water potability at an official establishment shall be furnished to the inspector annually by the licensee if the water supply comes from a municipal water source or semi-annually if the water supply comes from a well or cistern. Additional water potability reports shall be required to be furnished whenever the inspector has reason to believe the water is not potable (e.g., water main break or results from laboratory tests indicate that water could be the cause of the product being adulterated).

- e) Any of the control procedures for excluding files or vermin as stated in the "Meat and Poultry Inspection

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Manual" as adopted by the Department in Section 125.20 shall be approved for use in an official establishment.

- f) When determining if sanitation requirements are being or can be met, the Department shall consider the facilities, equipment and the operations of the establishment as being sanitary if they are in compliance with the "Sanitation Handbook for Meat and Poultry Inspection" and the operating procedures and sanitation requirements in the "Meat and Poultry Inspection Manual" as adopted by the Department in Section 125.20 and the provisions of this Section.

- g) Pest control substances (e.g., insecticides or rodenticides) and disinfectants used in an official establishment shall be those products on the "List of Proprietary Substances and Nonfood Compounds" as adopted in Section 125.20.

- h) Slack barrels and other containers used in the shipping of meat products shall be lined with plastic or a paper of such quality that it will not readily tear when moistened from contact with the meat or meat product.

- i) Barrels, boxes and other containers used for shipping meat products shall be considered as unfit for use if they are torn, broken, have lost their original shape or are wet.

- j) Equipment, utensils, rooms or compartments which were found in violation of the sanitation requirements of this Section shall be considered as "made acceptable" when they are in compliance with the rules of this Part.

(Source: Peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988)

**Section 125.200 Post-Mortem Inspection**

- a) The Department incorporates by reference 9 CFR 310(a) and 310.2 through 310.21, and 310.23 (1984; 49 FR 23606, effective June 4, 1984; 50 FR 32162, effective September 9, 1985; 52 FR 2101, effective January 20, 1987; 53 FR 40378, effective November 14, 1988; 53 FR 45888, effective December 15, 1988), except that the preparation of meat and meat products for nonhuman food purposes (e.g., dog food) is not permitted at an official establishment. The preparation of nonhuman food products must be done

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in establishments licensed under the Illinois Dead Animal Disposal Act.

- b) The unusual circumstance and acceptable arrangements referred to in 9 CFR 310(a) shall mean in the case of emergency slaughter and in accordance with the procedure outlined in Section 125.190.
- c) In the case of emergency slaughter and where a veterinarian was obtained by the owner to perform ante-mortem inspection (see Section 125.190), the veterinarian may perform post-mortem inspection of the animal. The carcass and all parts, including viscera, shall be identified as set forth in 9 CFR 310.2 and held for the inspector. If the veterinarian performs the post-mortem inspection at the request of the owner, then the cost of such service shall be borne by the owner of the animal.
- d) Disinfectants that can be used in an official establishment shall be those set forth in Section 125.180.
- e) With regard to the incorporated language in 9 CFR 310.2(b)(4), alternate methods proposed by the operator of an official establishment for handling devices shall be approved if such method will accomplish the specific provisions as stated in that paragraph.
- f) Retained carcasses may be washed or trimmed provided such washing or trimming does not affect the disposition of the carcasses by removing conditions or lesions which caused the carcasses to be identified as retained.
- g) Temporary identification of retained carcasses by an official establishment shall be permitted; however, Illinois Retained tags shall be used to identify the carcasses along with any temporary identification that is used.
- h) References in the incorporated language to 9 CFR 314 shall be interpreted to mean in accordance with Section 125.230.
- i) Facilities for handling and inspecting cow udders shall be as set forth in "U.S. Inspected Meat and Poultry Packing Plants, A Guide to Construction and Layout" as adopted in Section 125.20.

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(Source: Peremptory amendment at 12 Ill. Reg. 20894 effective December 21, 1988)

## SUBPART C: POULTRY INSPECTION

### Section 125.360 Post-Mortem Inspection; Disposition of Carcasses and Parts

- a) The Department incorporates by reference 9 CFR 381: Subpart K (1984; 50 FR 37508, effective October 16, 1985; 50 FR 38097 (1985); 51 FR 3569, effective January 29, 1986; 53 FR 46855, effective December 21, 1988).
- b) Carcasses of rabbits affected with or showing lesions of any of the following named diseases or conditions shall be condemned: Tularemia, anthrax, hemorrhagic septicemia, pyemia, septicemia, leukemia, acute enteritis, peritonitis, sarcomatosis, metritis, necrobacillosis (Smorl's Disease), tuberculosis, emaciation, streptococillary pseudotuberculosis, and advanced stages of snuffles. Rabbits from pathological laboratories shall be condemned.
- c) Carcasses of rabbits showing any disease, such as generalized melanosis and pseudoleukemia which systemically affect the rabbit, shall be condemned.
- d) Any organ or part of a rabbit carcass which is badly bruised or which is affected by an abscess or a suppurating sore, shall be condemned. Parts or carcasses of rabbits which are contaminated by pus shall be condemned.
- e) Carcasses of rabbits contaminated by volatile oils, paints, poisons, gases or other substances which affect the wholesomeness of the carcass shall be condemned.
- f) All carcasses of rabbits so infected that consumption of the meat or meat food products thereof may give rise to meat poisoning shall be condemned. This includes all carcasses showing signs of any of the following diseases: Acute inflammation of the lungs, pleura, pericardium, peritoneum or meninges, septicemia or pyemia (whether traumatic, or without evident cause), gangrenous or severe hemorrhagic enteritis or gastritis, polyarthritis and acute nephritis. Immediately after the slaughter of any rabbit so infected, the infected premises and implements used shall be sanitized. The



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part or parts of any carcass coming into contact with the carcass or any part of the carcass of any rabbit listed in this paragraph other than those affected with acute inflammation of the lungs, pleura, pericardium, peritoneum or meninges, shall be condemned.

g) Carcasses of rabbits showing any degree of icterus with a parenchymatous degeneration of organs, the result of infection or intoxication, and those which, as a result of a pathological condition show an intense yellow or greenish-yellow discoloration without evidence of infection or intoxication shall be condemned.

h) Carcasses of rabbits affected with mange or scab in advanced stages or showing emaciation or extension of the inflammation to the flesh shall be condemned. When the diseased condition is localized, the carcass shall be passed for food purposes after removal and condemnation of the affected parts.

i) In the disposal of carcasses and parts of carcasses of rabbits showing evidence of infestation with parasites not transmissible to man, the following general rules shall govern: If the lesions are localized in such manner and are of such character that the parasites and the lesions caused by them may be radically removed, the non-affected portion of the carcass, or part of the carcass, shall be certified for food purposes after the removal and condemnation of the affected portions. Where a part of a carcass shows numerous lesions caused by parasites, or the character of the infestation is such that complete extirpation of the parasites and lesions is difficult and uncertainly accomplished, or if the parasitic infestation or invasion renders the organ or part in any way unfit for food, the affected organ or part shall be condemned. Where parasites are found to be distributed in a carcass in such a manner or to be of such a character that their removal and the removal of the lesions caused by them are impracticable, no part of the carcass shall be certified as capable for use as human food and the entire carcass shall be condemned. Carcasses of rabbits infested with a hydatid cyst or cysts (*Echinococcus granulosus*), transmissible to dogs and from dogs to man, shall in all cases be condemned regardless of the degree of infestation.

j) Carcasses of rabbits showing such degree of emaciation or anemic condition as would render the meat unwhole-

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## NOTICE OF PEREMPTORY AMENDMENTS

some, and carcasses which show a slimy degeneration of the fat or a serious infiltration of the muscles shall be condemned.

k) Carcasses of poultry, the viscera and any part removed from the carcass shall be kept together and identified by a lot number until the inspector performs a post-mortem inspection.

l) The Department's hearing rules are set forth in Section 125.60.

(Source: Peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988)

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of November 28, 1988 through December 2, 1988 and have been scheduled for review by the Committee at its December 15, 1988 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its scheduled December meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
1/12/89	Department of Employment Security, Rules of General Application (56 Ill. Adm. Code 2712)	9/30/88 12 Ill. Reg. 15257	December 15, 1988
1/12/89	Department of Children and Family Services, Department of Children and Family Services Employee Conflict of Interest (89 Ill. Adm. Code 437)	9/2/88 12 Ill. Reg. 13752	December 15, 1988
1/13/89	Illinois Community College Board, Administration of the Illinois Public Community College Act (23 Ill. Adm. Code 1501)	10/14/88 12 Ill. Reg. 16313	December 15, 1988
1/13/89	Illinois Educational Labor Relations Board, Fair Share Fee Objections (80 Ill. Adm. Code 1125)	10/14/88 12 Ill. Reg. 16375	December 15, 1988
1/16/89	Pollution Control Board, Effluent Standards (35 Ill. Adm. Code 304)	7/15/88 12 Ill. Reg. 11669	December 15, 1988
1/16/89	Secretary of State, Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010)	10/14/88 12 Ill. Reg. 16432	December 15, 1988

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED  
(page 2)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
1/16/89	Department of Public Health, The Illinois Formulary for the Drug Product Selection Program (77 Ill. Adm. Code 790)	10/14/88 12 Ill. Reg. 16425	December 15, 1988
1/16/89	Department of Children and Family Services, Purchase of Service (89 Ill. Adm. Code 357)	9/2/88 12 Ill. Reg. 13807	December 15, 1988
1/16/89	Department of Military Affairs, Loan of Military Artifacts (23 Ill. Adm. Code 3300)	9/23/88 12 Ill. Reg. 14809	December 15, 1988
1/16/89	Department of Military Affairs, Rental of National Guard Armories (71 Ill. Adm. Code 1510)	9/23/88 12 Ill. Reg. 14813	December 15, 1988



PROCLAMATION  
88-553

1988 General Election/Electors Of President and Vice President

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the election of twenty-four (24) Electors of President and Vice-President of the United States.

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the result thereof, did, on this the 28th day of November, 1988, canvass the same, and as a result of such canvass, did declare elected the following named persons to the following named office:

## ELECTORS OF PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES:

WILLIAM O. STEWART  
WILLIAM SCANNELL  
DELBERT SWANSON  
DONAL WOLSPELT  
JOHN S. KOCIOLOKO  
MARY JO ARNDT  
ROBERT POLLETT  
MARK BATTISTA  
JOHN WILLIAM HANDZEL, SR.  
DAVID E. BROWN  
DANIEL R. BENNETT  
ROBERT T. NEAL  
HERBERT ELZINGA  
JAN CARLSON  
TOM EWING  
TERRY GRATZ  
CLARENCE B. NEFF  
RAY LAHOOD  
ROBERT S. REDFERN  
IRV SMITH  
WILSON WEST  
JOHN T. ANDERSON  
DOC ADAMS  
AL JOURDAN

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly elected to the office as set out above.

Issued November 28, 1988. Filed November 28, 1988.

PROCLAMATION  
88-554

1988 General Election/U Of I Trustees, Representatives In Congress, State Senators &amp; Representatives

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the election of the following officers, to-wit:

Three (3) Trustees of the University of Illinois for the full term of six years. One (1) Trustee of the University of Illinois for an unexpired term.

Twenty-two (22) Representatives in Congress, to-wit: One (1) Representative in Congress from each of the twenty-two (22) Congressional Districts of the State for the full term of two years.

Thirty-nine (39) State Senators, to-wit: One (1) State Senator from the 1st, 2nd, 4th, 6th, 7th, 9th, 10th, 12th, 13th, 15th, 16th, 18th, 19th, 21st, 22nd, 24th, 25th, 27th, 28th, 30th, 31st, 32nd, 34th, 36th, 37th, 39th, 40th, 42nd, 43rd, 45th, 46th, 48th, 49th, 51st, 54th, 57th, and 58th, Legislative Districts for the full term of four years.

One Hundred Eighteen (118) Representatives in the General Assembly, to-wit: One Representative from each of the One Hundred Eighteen (118) Representative Districts of the State for the full term of two years.

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the results thereof, did, on this the 28th day of November, 1988, canvass the same, and as a result of such canvass, did declare elected the following named persons to the following named offices.

## FOR TRUSTEES OF THE UNIVERSITY OF ILLINOIS

JUDITH REESE  
DONALD W. GRABOWSKI  
KEN BOYLE

## FOR TRUSTEES OF THE UNIVERSITY OF ILLINOIS

(Unexpired Term)  
GLORIA JACKSON BACON

FOR REPRESENTATIVES TO REPRESENT THE PEOPLE OF THE  
STATE OF ILLINOIS IN THE 101st CONGRESS OF THE UNITED STATES

1st Dist.	CHARLES A. HAYES	12th Dist.	PHILIP M. CRANE
2nd Dist.	GUS SAVAGE	13th Dist.	HARRIS W. FAWELL
3rd Dist.	MARTIN A. RUSSO	14th Dist.	J. DENNIS BASTERT
4th Dist.	GEORGE E. SAMMEISTER	15th Dist.	EDWARD R. MADIGAN
5th Dist.	WILLIAM O. LIPINSKI	16th Dist.	LYNN MARTIN
6th Dist.	HENRY J. HYDE	17th Dist.	LANE EVANS
7th Dist.	CARDISS COLLINS	18th Dist.	ROBERT H. MICHEL
8th Dist.	DAN ROSTENKOWSKI	19th Dist.	TERRY L. BRUCE
9th Dist.	STONEY R. YATES	20th Dist.	RICHARD J. DURBIN
10th Dist.	JOHN E. PORTER	21st Dist.	JERRY P. COSTELLO
11th Dist.	FRANK ANNUNZIO	22nd Dist.	GLENN POSHARD

FOR STATE SENATORS TO REPRESENT THE PEOPLE OF THE  
STATE OF ILLINOIS IN THE 86th GENERAL ASSEMBLY OF THE STATE

1st Dist.	HOWARD W. CARROLL	30th Dist.	DAVID N. BARKHAUSEN
3rd Dist.	WILLIAM A. MAROVITZ	31st Dist.	ADELINE JAY GEO-KARIS
4th Dist.	DAWN CLARK NETSCH	33rd Dist.	JOHN E. FRIEDLAND
6th Dist.	THADDEUS (TED) LECHOWICZ	34th Dist.	JOYCE HOLMBERG
7th Dist.	WALTER W. DUDYCZ	36th Dist.	DENNY JACOBS
9th Dist.	EARLEAN COLLINS	37th Dist.	CALVIN W. SCHUNEHAN
10th Dist.	JOHN A. D'ARCO, JR.	39th Dist.	RICHARD F. KELLY, JR.
12th Dist.	MARGARET SMITH	40th Dist.	ALDO A. DEANGELIS
13th Dist.	RICHARD H. NEWHOUSE	42nd Dist.	THOMAS A. DUNN
15th Dist.	FRANK D. SAVICKAS	43rd Dist.	JEROME J. JOYCE
16th Dist.	ETHEL SKYLES ALEXANDER	45th Dist.	ROBERT A. MADIGAN
18th Dist.	HOWARD B. BROOKINS	46th Dist.	RICHARD M. LUFT
19th Dist.	WILLIAM F. MAHAR	48th Dist.	LAURA KENT DONAHUE
21st Dist.	FOREST D. ETHEREDGE	49th Dist.	VINCE DEMUZIO
22nd Dist.	JUDITH BAAR TOFINKA	51st Dist.	PENNY L. SEVERNS
24th Dist.	ROBERT M. RAICA	52nd Dist.	STANLEY B. WEAVER
25th Dist.	DORIS C. KARPTEL	54th Dist.	WILLIAM L. O'DANIEL
27th Dist.	VIRGINIA B. MACDONALD	55th Dist.	FRANK WATSON
28th Dist.	BOB KUSTRA	57th Dist.	KENNETH HALL
		58th Dist.	RALPHE DUNN

FOR STATE REPRESENTATIVES TO REPRESENT THE PEOPLE OF THE  
STATE OF ILLINOIS IN THE 86th GENERAL ASSEMBLY OF THE STATE

1st Dist.	LOUIS I. LANG	60th Dist.	WILLIAM E. PETERSON
2nd Dist.	WILLIAM J. LAURINO	61st Dist.	JOHN S. MATLJEVICH
3rd Dist.	LEE PRESTON	62nd Dist.	ROBERT W. CHURCHILL
4th Dist.	WOODY BOWMAN	63rd Dist.	DICK KLEMM
5th Dist.	ELLIS B. LEVIN	64th Dist.	RONALD A. WAIT
6th Dist.	BRUCE A. FARLEY	65th Dist.	DELORES DOEDERLEIN
7th Dist.	JOHN J. CULLERTON	66th Dist.	JAMES M. KIRKLAND
8th Dist.	JESSE C. WHITE, JR.	67th Dist.	JOHN W. HALLOCK JR.
9th Dist.	HIGUEL A. SANTIAGO	68th Dist.	E. J. "ZEKE" GIORGI
10th Dist.	MYRON J. KULAS	69th Dist.	RICHARD T. "DICK" HULCAHEY
11th Dist.	ROBERT J. BUGIELSKI	70th Dist.	MYRON J. OLSON
12th Dist.	ALFRED G. RONAN	71st Dist.	JOEL BRUNSVOOLD
13th Dist.	RALPH C. CAPPARELLI	72nd Dist.	M. "BOB" DEJAEGHER
14th Dist.	ROGER P. MANULIFFE	73rd Dist.	TODD SIBSEN
15th Dist.	ROBERT LEFLORE, JR.	74th Dist.	RICHARD A. MAUTINO
16th Dist.	JAMES A. DE LEO	75th Dist.	PEG McDONNELL BRESLIN
17th Dist.	ANTHONY L. YOUNG	76th Dist.	JOHN COUNTRYMAN
18th Dist.	ARTHUR L. TURNER	77th Dist.	FRANK GIGLIO
19th Dist.	SHIRLEY W. JONES	78th Dist.	TERRY A. STECZO
20th Dist.	BEN MARTINEZ	79th Dist.	ROBERT J. PIEL
21st Dist.	JOHN P. DALEY	80th Dist.	ROBERT P. REZAN
22nd Dist.	ROBERT T. KRKA	81st Dist.	THOMAS J. MCCracken, JR.
23rd Dist.	LOVANA S. "LOU" JONES	82nd Dist.	EDWARD PETKA
24th Dist.	PAUL L. WILLIAMS	83rd Dist.	LEROY VAN DUYN
25th Dist.	DONNE E. TROTTER	84th Dist.	LARRY WENNUND
26th Dist.	BARBARA FLYNN CURRIE	85th Dist.	GERALD C. "JERRY" WELLER
27th Dist.	JOHN J. McNAMARA	86th Dist.	JOHN "PHIL" NOVAK
28th Dist.	JAMES P. KEANE	87th Dist.	THOMAS W. EWING
29th Dist.	ANDREW J. McGANN	88th Dist.	GORDON L. ROPP
30th Dist.	MICHAEL J. MADIGAN	89th Dist.	JAY ACKERMAN
31th Dist.	MARY E. FLOWERS	90th Dist.	ROBERT F. OLSON
32th Dist.	CHARLES G. MORROW III	91st Dist.	THOMAS J. HOMER
33th Dist.	NELSON RICE, SR.	92nd Dist.	DONALD L. SALTSMAN
34th Dist.	WILLIAM "BILL" SHAW	93rd Dist.	DAVID R. LEITCH



35th Dist.	CLEMENT BALANOFF	94th Dist.	DAVID BULTGREN
36th Dist.	MONIQUE D. DAVIS	95th Dist.	BILL EDLEY
37th Dist.	LOLETA A. DEDRICKSON	96th Dist.	JEFF MAYS
38th Dist.	JANE M. BARNES	97th Dist.	TOM RYDER
39th Dist.	RALPH H. BARGER	98th Dist.	GARY HANNIG
40th Dist.	GENE L. HOFFMAN	99th Dist.	MICHAEL CURRAN
41st Dist.	MARY LOU COMLISHAW	100th Dist.	KAREN HASARA
42nd Dist.	SUZANNE L. "SUE" DEUCHLER	101st Dist.	JOHN F. DUNN
43rd Dist.	JACK L. KUBIK	102nd Dist.	MICHAEL J. TATE
44th Dist.	JAMES R. STANGE	103rd Dist.	HELEN P. SATTERTHWAITTE
45th Dist.	KATHLEEN L. "KAY" WOJCIK	104th Dist.	TIMOTHY V. (TIM) JOHNSON
46th Dist.	LEE A. DANIELS	105th Dist.	WILLIAM B. BLACK
47th Dist.	ANNE ZICKUS	106th Dist.	MICHAEL (MIKE) WEAVER
48th Dist.	ROBERT M. TERZICH	107th Dist.	CHARLES A. "CHUCK" HARTKE
49th Dist.	TERRY R. PARKE	108th Dist.	LARRY W. HICKS
50th Dist.	DONALD N. HENSEL	109th Dist.	KURT M. GRANBERG
51th Dist.	TED E. LEVERENZ	110th Dist.	RON STEPHENS
52th Dist.	LINDA WILLIAMSON	111th Dist.	SAM W. WOLF
53th Dist.	DAVID HARRIS	112th Dist.	JIM MCPIKE
54th Dist.	BERNARD E. PEDERSEN	113th Dist.	WYVETTER H. YOUNGE
55th Dist.	PENNY PULLEN	114th Dist.	MONROE L. FLINN
56th Dist.	CALVIN R. SUTKER	115th Dist.	CHARLES WAYNE GOFORTH
57th Dist.	MARGARET R. PARCELLS	116th Dist.	BRUCE RICHMOND
58th Dist.	GRACE MARY STERN	117th Dist.	JAMES P. "JIM" REA
59th Dist.	VIRGINIA FIESTER FREDERICK	118th Dist.	DAVID D. PHELPS

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly elected to the several offices as set out above.

Issued November 28, 1988. Filed November 28, 1988.

## PROCLAMATION

88-555

## 1988 General Election/Regional Superintendent Of Schools

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the election of the following officers, to-wit:

Two (2) Regional Superintendents of Schools (unexpired term), to-wit: One (1) Regional Superintendent of Schools from Boone and Winnebago Region and Gallatin, Hardin, Pope and Saline Region.

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the results thereof, did, on this the 28th day of November, 1988, canvass the same, as a result of such canvass, did declare the following named persons elected to the following named offices.

## REGIONAL SUPERINTENDENT OF SCHOOLS

Boone and Winnebago

RICHARD L. FAIRGRIEVES

Gallatin, Hardin, Pope and Saline

JOHN W. WILSON, JR.

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to Statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly elected to the several offices as set out above.

Issued November 28, 1988. Filed November 28, 1988.

PROCLAMATION  
88-556

1988 General Election/Vacancies Of Supreme, Appellate and Circuit Court Judges

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the election of the following Judges: Adversary Elections.

Supreme Court Judge, Adversary Election, to fill the vacancy of the Honorable Joseph H. Goldenherseh, 5th Judicial District.

Appellate Court Judges, Adversary Elections, to fill the vacancy of the Honorable Helen F. McGillicuddy, 1st Judicial District; to fill Additional Judgeship A, 2nd Judicial District; to fill Additional Judgeship B, 2nd Judicial District; to fill the vacancy of the Honorable Charles E. Jones, 5th Judicial District; to fill the vacancy of the Honorable John M. Karns, Jr., 5th Judicial District; to fill Additional Judgeship A, 5th Judicial District; to fill Additional Judgeship B, 5th Judicial District.

Circuit Court Judges, Adversary Elections, to fill the vacancy of the Honorable William H. South, 1st Judicial Circuit; to fill the vacancy of the Honorable Bill P. Green, 1st Judicial Circuit, Jackson County; to fill the vacancy of the Honorable Louis G. Horman, 1st Judicial Circuit, Massac County; to fill the vacancy of the Honorable Robert W. Whitmer, 2nd Judicial Circuit; to fill the vacancy of the Honorable Henry Lewis, 2nd Judicial Circuit, White County; to fill the vacancy of the Honorable William E. Johnson, 3rd Judicial Circuit, Madison County; to fill Additional Judgeship, 3rd Judicial Circuit; to fill the vacancy of the Honorable Ronald A. Niemann, 4th Judicial Circuit, Marion County; to fill the vacancy of the Honorable Caslon K. Bennett, 5th Judicial Circuit, Clark County; to fill the vacancy of the Honorable Carl A. Lund, 5th Judicial Circuit, Edgar County; to fill the vacancy of the Honorable James K. Robinson, 5th Judicial Circuit, Vermillion County; to fill the vacancy of the Honorable Paul M. Wright, 5th Judicial Circuit, Vermillion County; to fill the vacancy of the Honorable William C. Calvin, 6th Judicial Circuit, DeWitt County; to fill the vacancy of the Honorable Worth B. Kranz, 6th Judicial Circuit, Moultrie County; to fill the vacancy of the Honorable Donald W. Northland, 6th Judicial Circuit, Macon County; to fill the vacancy of the Honorable Jerry S. Rhodes, 7th Judicial Circuit, to fill the vacancy of the Honorable Albert Scott, 9th Judicial Circuit; to fill the vacancy of the Honorable Francis P. Murphy, 9th Judicial Circuit, Fulton County; to fill the vacancy of the Honorable Max B. Stewart, 9th Judicial Circuit, Hancock County; to fill the vacancy of

the Honorable Stephen J. Covey, 10th Judicial Circuit; to fill the vacancy of the Honorable Calvin R. Stone, 10th Judicial Circuit; to fill the vacancy of the Honorable Peter J. Paolucci, 10th Judicial Circuit; Marshall County; to fill the vacancy of the Honorable James A. Knecht, 11th Judicial Circuit, McLean County; to fill the vacancy of the Honorable Charles P. Connor, 12th Judicial Circuit; to fill the vacancy of the Honorable Frank X. Yackley, 13th Judicial Circuit, LaSalle County; to fill the vacancy of the Honorable David Deboncker, 14th Judicial Circuit, Rock Island County; to fill the vacancy of the Honorable Wilson D. Burnell, 16th Judicial Circuit, Kendall County; to fill the vacancy of the Honorable John A. Leifheit, 16th Judicial Circuit, DeKalb County; to fill the vacancy of the Honorable Richard Weiler, 16th Judicial Circuit, Kane County; to fill the vacancy of the Honorable Robert C. Gill, 17th Judicial Circuit; to fill the vacancy of the Honorable William R. Nash, 17th Judicial Circuit; to fill Additional Judgeship, 17th Judicial Circuit; to fill the vacancy of the Honorable Helen C. Kinney, 18th Judicial Circuit; to fill the vacancy of the Honorable Joseph P. Cunningham, 20th Judicial Circuit; to fill the vacancy of the Honorable John J. Hoban, 20th Judicial Circuit; to fill the vacancy of the Honorable Robert Bastien, 20th Judicial Circuit; Perry County; to fill Additional Judgeship, 20th Judicial Circuit.

Circuit Court Judgeships, Adversary Elections, to fill the vacancy of the Honorable Thomas R. Casey, Jr.; to fill the vacancy of the Honorable Robert J. Dempsey; to fill the vacancy of the Honorable Charles E. Freeman; to fill the vacancy of the Honorable Lawrence I. Genesen; to fill the vacancy of the Honorable Paul P. Gerrity; to fill the vacancy of the Honorable Lawrence P. Hickey; to fill the vacancy of the Honorable Reginald J. Holzer; to fill the vacancy of the Honorable Louis J. Hyde; to fill the vacancy of the Honorable John A. McElligott; to fill the vacancy of the Honorable Mary Ann Grohwin McMorro; to fill the vacancy of the Honorable Paul A. O'Malley; to fill the vacancy of the Honorable Lawrence A. Passarella; to fill the vacancy of the Honorable R. Eugene Pincham; to fill the vacancy of the Honorable William R. Quinlan; to fill the vacancy of the Honorable Daniel J. Ryan; to fill the vacancy of the Honorable Joseph A. Salerno; to fill the vacancy of the Honorable Joseph M. Mosik, in the Cook County Judicial Circuit.

Circuit Court Judges, Adversary Elections, to fill the vacancy of the Honorable Brian L. Crowe; to fill the vacancy of the Honorable John P. Hechinger; to fill the vacancy of the Honorable Thomas J. Janczy; to fill the vacancy of the Honorable John R. McCollom; to fill the vacancy of the Honorable William E. Peterson; to fill the vacancy of the Honorable Allen P. Rosin; to fill the vacancy of the Honorable Frank V. Salerno; to fill the vacancy of the Honorable Raymond C. Sodini; to fill the vacancy of the Honorable Frank G. Sulewski; to fill the vacancy of the Honorable James Trains; to fill the vacancy of the Honorable Thomas M. Walsh, inside the City of Chicago.



WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the result thereof, did, on this the 28th day of November, 1988, canvass the same, and as a result of such canvass did declare elected the following named persons to the following named offices.

ADVERSARY ELECTION  
JUDGE OF THE SUPREME COURT

(to fill the vacancy of the Honorable Joseph H. Goldenheresh)

5th Judicial District  
HORACE L. CALVO

ADVERSARY ELECTIONS  
JUDGES OF THE APPELLATE COURT

(to fill the vacancy of the Honorable Helen F. McGillicuddy)

1st Judicial District  
BLANCHE M. MANNING

(to fill Additional Judgeship A)  
2nd Judicial District  
LAWRENCE D. (LARRY) INGLIS

(to fill Additional Judgeship B)  
2nd Judicial District  
ROBERT D. MCLAREN

(to fill the vacancy of the Honorable Charles E. Jones)  
5th Judicial District  
ROBERT H. HOWERTON

(to fill the vacancy of the Honorable John M. Karns, Jr.)  
5th Judicial District  
CHARLES W. (BILL) CHAPMAN

(to fill Additional Judgeship A)  
5th Judicial District  
RICHARD P. GOLDENHERSH

(to fill Additional Judgeship B)  
5th Judicial District  
PHILIP J. RARICK

ADVERSARY ELECTIONS  
JUDGES OF THE CIRCUIT COURT

(to fill the vacancy of the Honorable William H. South)  
1st Judicial Circuit  
JOHN PHIL GILBERT

(to fill the vacancy of the Honorable Bill P. Green)  
1st Judicial Circuit  
Jackson County  
DAVID W. WATT, JR.

(to fill the vacancy of the Honorable Louis G. Horman)  
1st Judicial Circuit  
Massac County  
TERRY J. FOSTER

(to fill the vacancy of the Honorable Robert W. Whitmer)  
2nd Judicial Circuit  
JAMES M. WEXSTEN

(to fill the vacancy of the Honorable Henry Lewis)  
2nd Judicial Circuit  
White County  
THOMAS H. SUTTON

(to fill the vacancy of the Honorable William E. Johnson)  
3rd Judicial Circuit  
Madison County  
PAUL RILEY

(to fill Addition Judgeship)

3rd Judicial Circuit

CHARLES ROMANI

(to fill the vacancy of the Honorable Ronald A. Niemann)

4th Judicial Circuit

Marion County

DAVID L. SAUER

(to fill the vacancy of the Honorable Caslon K. Bennett)

5th Judicial Circuit

Clark County

ZOLLIE O. ARBOGAST, JR.

(to fill the vacancy of the Honorable Carl A. Lund)

5th Judicial Circuit

Edgar County

RICHARD E. SCOTT

(to fill the vacancy of the Honorable James K. Robinson)

5th Judicial Circuit

Vermilion County

THOMAS J. FAHEY

(to fill the vacancy of the Honorable Paul M. Wright)

5th Judicial Circuit

Vermilion County

JOHN P. O'ROURKE

(to fill the vacancy of the Honorable William C. Calvin)

6th Judicial Circuit

Dewitt County

STEPHEN H. PETERS

(to fill the vacancy of the Honorable Worthy B. Kranz)

6th Judicial Circuit

Moultrie County

DAN L. FLANNELL

(to fill the vacancy of the Honorable Donald W. Worthland)

6th Judicial Circuit

Macon County

JOHN K. GRENIAS

(to fill the vacancy of the Honorable Jerry S. Rhodes)

7th Judicial Circuit

JEANNE E. SCOTT

(to fill the vacancy of the Honorable Albert Scott)

9th Judicial Circuit

KENT SLATER

(to fill the vacancy of the Honorable Francis P. Murphy)

9th Judicial Circuit

Fulton County

CHARLES H. WILHELM

(to fill the vacancy of the Honorable Max B. Stewart)

9th Judicial Circuit

Hancock County

RICHARD C. RIPPLE

(to fill the vacancy of the Honorable Stephen J. Covey)

10th Judicial Circuit

JOE BILLY McDADE

(to fill the vacancy of the Honorable Calvin R. Stone)

10th Judicial Circuit

JOHN A. BARRA

(to fill the vacancy of the Honorable Peter J. Paolucci)

10th Judicial Circuit

Marshall County

MICHAEL P. MCCUSKEY



(to fill the vacancy of the Honorable James A. Knecht)

11th Judicial Circuit

McLean County

W. CHARLES WITTE

(to fill the vacancy of the Honorable Charles P. Connor)

12th Judicial Circuit

EDWARD P. MASTERS

(to fill the vacancy of the Honorable Frank M. Yackley)

13th Judicial Circuit

LaSalle County

ROBERT L. CARTER

(to fill the vacancy of the Honorable David DeDoncker)

14th Judicial Circuit

Rock Island County

JAMES THEODORE TERO

(to fill the vacancy of the Honorable Wilson D. Burnell)

16th Judicial Circuit

Kendall County

JAMES M. WILSON

(to fill the vacancy of the Honorable John A. Leifheit)

16th Judicial Circuit

DeKalb County

PHILIP L. DIMARZIO

(to fill the vacancy of the Honorable Richard Weiler)

16th Judicial Circuit

Kane County

BARRY E. PUKLIN

(to fill the vacancy of the Honorable Robert C. Gill)

17th Judicial Circuit

DANIEL D. DOYLE

(to fill the vacancy of the Honorable William R. Nash)

17th Judicial Circuit

GALYN W. MOHRING

(to fill Additional Judgeship)

JOHN W. NIELSEN

(to fill the vacancy of the Honorable Helen C. Kinney)

18th Judicial Circuit

BOB THOMAS

(to fill the vacancy of the Honorable Joseph F. Cunningham)

20th Judicial Circuit

JAMES K. DONOVAN

(to fill the vacancy of the Honorable John J. Hoban)

20th Judicial Circuit

ROGER M. SCRIVNER

(to fill the vacancy of the Honorable Robert Bastion)

20th Judicial Circuit

Perry County

ROBERT M. GANDY

(to fill Additional Judgeship)

20th Judicial Circuit

MILTON S. WHARTON

#### ADVERSARY ELECTIONS

JUDGES OF THE CIRCUIT COURT

COOK COUNTY JUDICIAL CIRCUIT

(to fill the vacancy of the

Honorable Thomas R. Casey, Jr.)

JOHN W. GUSTAFSON

(to fill the vacancy of the

Honorable Mary Ann Grohwin McMorrow)

SHELVIN SINGER

(to fill the vacancy of the

Honorable Robert J. Dempsey)

MARY JANE WENDT THEIS

(to fill the vacancy of the

Honorable Paul A. O'Malley)

JOHN T. KELEHER

(to fill the vacancy of the  
Honorable Charles E. Freeman)  
BARBARA J. DISKO

(to fill the vacancy of the  
Honorable Lawrence I. Genesen)  
GINO L. DIVITO

(to fill the vacancy of the  
Honorable Paul F. Gerrity)  
THOMAS E. HOFFMAN

(to fill the vacancy of the  
Honorable Lawrence P. Hickey)  
EDWARD R. BURR

(to fill the vacancy of the  
Honorable Reginald J. Holzer)  
CAROLE KAMIN BELLOWES

(to fill the vacancy of the  
Honorable Louis J. Hyde)  
KATHY M. FLANAGAN

(to fill the vacancy of the  
Honorable John A. McElligott)  
JOHN EMMETT MORRISSEY

(to fill the vacancy of the  
Honorable Lawrence A. Passarella)  
EDWARD G. PINNEGAN

(to fill the vacancy of the  
Honorable R. Eugene Pincham)  
RONALD C. RILEY

(to fill the vacancy of the  
Honorable William R. Quinlan)  
MARTIN C. ASHMAN

(to fill the vacancy of the  
Honorable Daniel J. Ryan)  
MICHAEL BRENNAN GETTY

(to fill the vacancy of the  
Honorable Joseph A. Salerno)  
MARY MAXWELL THOMAS

(to fill the vacancy of the  
Honorable Joseph M. Wosik)  
STUART A. NUDELMAN

COOK COUNTY JUDICIAL CIRCUIT  
INSIDE THE CITY OF CHICAGO

(to fill the vacancy of the  
Honorable Brian L. Crowe)  
ALAN J. GREIMAN

(to fill the vacancy of the  
Honorable John P. Hechinger)  
CURTIS HEASTON

(to fill the vacancy of the  
Honorable Frank V. Salerno)  
DAVID G. LICHTENSTEIN

(to fill the vacancy of the  
Honorable Raymond C. Sodini)  
THOMAS J. HENEGHAN

(to fill the vacancy of the  
Honorable Thomas J. Janczy)  
LORETTA HALL HARDIMAN

(to fill the vacancy of the  
Honorable John R. McCollom)  
FRANCIS BARTH

(to fill the vacancy of the  
Honorable William E. Peterson)  
MICHAEL JOSEPH KELLY

(to fill the vacancy of the  
Honorable Allen P. Rosin)  
STEPHEN R. YATES

(to fill the vacancy of the  
Honorable Frank G. Sulewski)  
ELLIS E. REID

(to fill the vacancy of the  
Honorable James Traina)  
EVERETTE A. BRADEN

(to fill the vacancy of the  
Honorable Thomas M. Walsh)  
MICHAEL J. HOGAN

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly elected to the offices as set out above.

Issued November 28, 1988. Filed November 28, 1988.



PROCLAMATION  
88-57

1988 General Election/Retention Of Appellate and Circuit Court Judges

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the retention of the followin Judges: Retention.

Appellate Court Judges from the 1st and 2nd Judicial Districts.

Circuit Court Judges from the 1st, 2nd, 3rd, 4th 6th, 7th, 8th, 9th, 10th, 11th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, and 21st Judicial Circuits.

Circuit Court Judges from the Cook County Judicial Circuit.

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the results thereof, did, on this the 28th day of November, 1988, canvass the same, as a result of such canvass, did declare the following retained named persons to the following named offices.

RETENTION  
JUDGES OF THE APPELLATE COURT

1st Judicial District  
CALVIN C. CAMPBELL  
ALLEN HARTMAN  
DOM J. RIZZI

2nd Judicial District  
GEORGE W. LINDBERG

RETENTION  
JUDGES OF THE CIRCUIT COURT

1st Circuit  
WILLIAM A. LEWIS  
D. D. BIGLER

2nd Circuit  
ROBERT S. HILL

3rd Circuit

JOHN L. DELAURENTI  
HORACE L. CALVO  
CHARLES W. CHAPMAN  
GEORGE J. MORAN, JR.  
PHILIP J. FARICK  
P. J. O'NEILL

4th Circuit

JOSEPH L. FRIBLEY

6th Circuit

RODNEY A. SCOTT  
HAROLD L. JENSEN  
ROBERT J. STEIGMANN  
GEORGE S. MILLER  
JOHN L. DAVIS

7th Circuit

JOSEPH P. KOVAL  
C. JOSEPH CAVANAGH

8th Circuit

DAVID K. SLOCUM

9th Circuit

STEPHEN G. EVANS  
WILLIAM L. RANDOLPH

10th Circuit

JOHN A. GORMAN

11th Circuit

WAYNE C. TOMNLEY, JR.  
LUTHER H. DEARBORN  
CHARLES E. GLENNON  
RICHARD M. BANER

14th Circuit

JOHN M. TELLEEN  
JEFFREY W. O'CONNOR

15th Circuit  
JOHN L. MOORE

16th Circuit  
JOHN L. NICKELS

17th Circuit  
HARRIS H. AGNEW  
DAVID P. SMITH  
DAVID A. ENGLUND

18th Circuit  
JOHN J. BOWMAN  
ANTHONY M. PECCARELLI

19th Circuit  
ROLAND ARTHUR HERRMANN

20th Circuit  
PATRICK J. FLEMING  
RICHARD P. GOLDENHERSH

21st Circuit  
JOHN P. MICHELA

## RETENTION

JUDGES OF THE CIRCUIT COURT  
COOK COUNTY JUDICIAL CIRCUIT

HARRY G. CONERFORD  
FRED G. SURIA, JR.

MEL R. JIGANTI  
PAUL P. ELWARD  
JAMES A. GEOCARIS  
JAMES C. MURRAY  
EARL ARKISS

JOHN J. CROMN  
HARREN D. WOLFSON  
ROGER J. KILEY, JR.

VINCENT BENTIVENGA  
PHILIP J. CAREY  
THOMAS P. CAWLEY  
MICHAEL C. CLOSE  
WILLIAM COUSINS, JR.  
THOMAS R. FITZGERALD  
ALLEN A. FREEMAN

MARION W. GARNETT  
ALBERT GREEN

ARTHUR N. HAMILTON  
EDWARD C. HOFERT  
MARY HEFFTEL HOOTON

DONALD E. JOYCE  
AUBREY P. KAPLAN

MARILYN ROZMAREK KOMOSA  
JEROME LERNER

FRANCIS J. MABON  
HOWARD W. MILLER  
THOMAS J. O'BRIEN  
ROMIE J. PALMER

MONICA DOYLE REYNOLDS  
GERALD L. SBARBORO  
ANTHONY J. SCOTILLO  
ROBERT L. SKLODOWSKI

ODAS NICHOLSON  
JAMES S. QUINLAN, JR.

RONALD J. P. BANKS  
MARTIN P. BRODKIN

CLARENCE BRYANT  
MICHAEL P. CZAJA

JILL KATHLEEN McNULTY  
FRANK ORLANDO  
JACK G. STEIN

NOW, THEREFORE, I JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly retained to the offices as set out above.

Issued November 28, 1988. Filed November 28, 1988.



ILLINOIS REGISTER

PROCLAMATION  
88-558

1988 General Election/Trustees Of The Prairie DuPont Levee and Sanitary District

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois for the election of the following officers, to-wit:

Five (5) Trustees of the Prairie DuPont Levee and Sanitary District.

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the results thereof, did, on this the 28th day of November, 1988, canvass the same, and as a result of such canvass, did declare elected the following named persons to the following named office:

TRUSTEES OF THE PRAIRIE DUPONT LEVEE AND SANITARY DISTRICT

JERRY WAYNE DEARBAND  
MICHAEL SULLIVAN  
GEORGE "SONNY" LEVIN  
WILLIAM P. "FREDDIE" BARRIS, JR.  
LAWRENCE "JACK" NORTON

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass the foregoing persons duly elected to the office as set out above.

Issued November 28, 1988. Filed November 28, 1988.

ILLINOIS REGISTER

PROCLAMATION  
88-559

1988 General Election/Adoption Of Proposed Amendment To Sec. 1 Of Art. III Of The Constitution (Voting Qualifications)

WHEREAS, On the 8th day of November, 1988, an election was held in the State of Illinois at which time a Proposed Amendment to Section 1 of Article III of the Constitution (Voting Qualifications) was submitted, and

WHEREAS, In pursuance of Law, the State Board of Elections appointed to canvass the returns of such election and to declare the results thereof, did, on this the 28th day of November, 1988, canvass the same, and as a result of such canvass, did declare that the same having received either three-fifths of those voting on the question or a majority of those voting in the election is therefore adopted.

NOW, THEREFORE, I, JAMES R. THOMPSON, Governor of the State of Illinois, in conformity to statute in such case made and provided, do hereby make public proclamation, declaring as a result of such canvass that the foregoing proposed Amendment is adopted.

Issued November 28, 1988. Filed November 28, 1988.

PROCLAMATION  
88-560  
Soup Month

WHEREAS, soup has been a traditional food source for centuries and was brought over to America by people representing a variety of cultures; and

WHEREAS, in this day of health awareness, soup serves as a valuable source of nutrition; and

WHEREAS, many soups have less than 100 calories per serving, and soup is available in enough varieties to suit the taste of almost everyone; and

WHEREAS, soup is purchased by people in 98 percent of all American households. An average of 8 billion bowls of soup is consumed each year. More soup is purchased in January than any other month; and

WHEREAS, Campbell Soup Company, with facilities in Illinois, greatly contributes to the economic growth of our state;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim January 1989 as SOUP MONTH in Illinois.

Issued November 22, 1988. Filed December 5, 1988.

PROCLAMATION  
88-561

Arthur Andersen & Co. Day

WHEREAS, Arthur Andersen, who was then head of the accounting department at Northwestern University, founded a public accounting firm in Chicago on December 1, 1913, in a two-room office with a staff of eight; and

WHEREAS, the firm grew over the years and added other services, including tax and consulting assistance; and

WHEREAS, the firm today is one of the largest and most respected professional services organizations in the world, employing approximately 46,000 persons (nearly 6,000 of them in Illinois); and

WHEREAS, it now serves some 73,000 clients through 231 offices in 49 countries, and it has a long and distinguished record of professional innovation and accomplishments; and

WHEREAS, the firm, beginning with Arthur Andersen himself, has a long and exemplary record of citizenship and leadership through its support of and involvement in education, the arts and numerous community groups in Illinois; and

WHEREAS, Arthur Andersen & Co. is about to observe its 75th anniversary;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim December 1, 1988, as ARTHUR ANDERSEN & CO. DAY in Illinois and urge all citizens to be cognizant of the firm, its distinguished history, its myriad contributions to the growth and progress of our state, and its milestone anniversary.

Issued November 29, 1988. Filed December 5, 1988.



## PROCLAMATION

88-562

Hispanic American Family Of The Year Recognition Day

WHEREAS, the Hispanic American Family of the Year Foundation will hold its First Annual Illinois Hispanic American Family of the Year Awards in Chicago on December 2, 1988; and

WHEREAS, the Hispanic American Family of the Year Foundation is a nonprofit corporation founded to honor those families who have contributed much time and effort in building our country and our state through examples of love, patriotism, and service in their communities; and

WHEREAS, the main objective of the program is to provide an opportunity for members of the community to express appreciation to outstanding Illinois families for their exemplary service to others and for inspiring other families to strengthen or rebuild family relationships; and

WHEREAS, the Hispanic American Family of the Year Foundation has awarded over \$30,000 in educational scholarships since its creation in 1985; and

WHEREAS, the opportunity of participating in the Hispanic American Family of the Year Program, as well as the Great American Family Awards Program, has been extended to the citizens of Illinois;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim December 2, 1988, as HISPANIC AMERICAN FAMILY OF THE YEAR RECOGNITION DAY in Illinois.

Issued November 29, 1988. Filed December 5, 1988.

## PROCLAMATION

88-563

Roland W. Burris Day

WHEREAS, Roland W. Burris has worked his entire life to perpetuate the American ideals and democratic principles of brotherhood, justice, and equality; and

WHEREAS, his diligent and dedicated service to the people of Illinois has been repeatedly recognized through such honors as the "Dr. Martin Luther King Jr. Drum Major Award." He also has earned numerous national fiscal service honors including the "Excellence in Accounting Award," the "Excellence and Ethics Award," and the "Donald L. Scantlebury Memorial Award"; and

WHEREAS, he has served with distinction as an executive officer and/or member of civic organizations such as the United States Jaycees, Goodwill Industries, the NAACP, and the Urban League; and

WHEREAS, Roland W. Burris is a distinguished and positive role model for the youth of our state by virtue of his academic, professional, and humanitarian achievements; and

WHEREAS, for the past 10 years, he has been selected as one of the 100 most influential Blacks in our nation; and

WHEREAS, Roland W. Burris has been a steadfast promoter of Illinois, extolling the virtues of our state throughout the nation, as well as around the world;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim December 6, 1988, as ROLAND W. BURRIS DAY in Illinois, in honor and recognition of his 10 years of public service.

Issued November 29, 1988. Filed December 5, 1988.



PROCLAMATION  
88-564

Illinois News Network Day

WHEREAS, freedom of speech is one of the most dearly held rights of all Americans, and that freedom is exercised in the broadcast of radio news on stations from Cairo to Chicago; and

WHEREAS, the mission of a free press is to watch over the guardians of the public trust, the government; and

WHEREAS, by creating the Illinois News Network, Thom Serafin and Alex Seith have made a commitment to serve the people of the great state of Illinois; and

WHEREAS, Ben Kinningham, Becky Enrietto, John Torre, and Jim Sharpe have demonstrated their dedication to providing the citizens of this state with fair, accurate, and aggressive reporting on the activities of state government and elected officials, and will continue that tradition with the Illinois News Network; and

WHEREAS, the affiliates of the Illinois News Network, in turn, will contribute reports from all parts of the state, allowing citizens to be fully informed on the activities and interests of their fellow residents; and

WHEREAS, all are served by an institution that seeks the truth, yet heeds its responsibility to examine and present differing opinions on what is true;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim December 5, 1988, as ILLINOIS NEWS NETWORK DAY in Illinois.

Issued November 30, 1988. Filed December 5, 1988.

PROCLAMATION  
88-565

Community College Month

WHEREAS, the 39 public community college districts in Illinois provide vocational, baccalaureate and continuing education courses for more than one million Illinois citizens every year; and

WHEREAS, more than half of all students in public higher education in the state are served by community colleges; and

WHEREAS, the students benefit from high quality education at a reasonable cost within commuting distance of their homes; and

WHEREAS, students entering the working world after attending a community college are more likely to stay in their home communities, benefiting local economies and putting community colleges at the forefront of local development efforts, both in retraining dislocated workers and in establishing new business ventures;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim February 1989 as COMMUNITY COLLEGE MONTH in Illinois, in honor of the 24th anniversary of the community college system in our state and its leadership role in offering educational and employment opportunities for all among the growing number of community college systems throughout the nation.

Issued December 1, 1988. Filed December 5, 1988.



## PROCLAMATION

88-566

Financial Aid Awareness Month

WHEREAS, the State of Illinois has a strong commitment to the intellectual growth and career development of all its citizens; and

WHEREAS, the State of Illinois has fostered the development of an impressive complement of public, private and proprietary programs of higher education; and

WHEREAS, a network of student financial assistance programs consisting of grants, scholarships, loans and jobs, provides access to these educational opportunities for thousands of citizens each year; and

WHEREAS, the Illinois Association of Student Financial Aid Administrators is conducting a series of informational programs for parents and students to learn about available financial aid resources;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim February 1989 as FINANCIAL AID AWARENESS MONTH in Illinois. I encourage those in need of financial assistance for higher education to take advantage of the opportunity to become informed about financial aid programs that are available to the citizens of Illinois.

Issued December 1, 1988. Filed December 5, 1988.

## PROCLAMATION

88-567

Polish Roman Catholic Union Of America Day

WHEREAS, the Polish Roman Catholic Union of America is celebrating its 115th anniversary of service to the Polish American Community; and

WHEREAS, the Polish Roman Catholic Union of America is the oldest Polish fraternal organization; and

WHEREAS, the Polish Roman Catholic Union of America is the benefactor of the largest Polish Museum in America, located in Chicago; and

WHEREAS, through its philanthropic actions, the Polish Roman Catholic Union of America has continued to perpetuate the culture and traditions of the Polish Nation;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim December 3, 1988, as POLISH ROMAN CATHOLIC UNION OF AMERICA DAY in Illinois in recognition of its 115th anniversary.

Issued December 1, 1988. Filed December 5, 1988.